

is hereby attached to Reeves County for judicial and all other purposes. and the unorganized County of Crane is hereby attached to Ector County for judicial and all other purposes.

Sec. 5. That the Eighty-second Judicial District of the State of Texas is hereby created and shall be composed of the Counties of Edwards, Crockett, Sutton, Reagan, Upton, and Pecos, and the district courts shall be holden therein as follows: In the County of Edwards on the last Monday in January and August, and may continue in session four weeks; in the County of Sutton on the third Monday after the first Monday in February and September, and may continue in session three weeks; in the County of Crockett on the sixth Monday after the first Monday in February and September, and may continue in session three weeks; in the County of Reagan on the ninth Monday after the first Monday in February and September and may continue in session two weeks; in the County of Upton on the eleventh Monday after the first Monday in February and September and may continue in session two weeks; in the County of Pecos on the thirteenth Monday after the first Monday in February and September; and may continue in session until the business is disposed of.

Sec. 6. The Governor shall, immediately after the passage of this Act, appoint a suitable person qualified under the Constitution of the State of Texas, as a judge of the Eighty-second Judicial District as herein constituted, who shall hold such office until the next general election, and until his successor shall have been elected and qualified.

Sec. 7. The Governor shall, immediately after the passage of this Act, appoint a suitable person qualified under the Constitution and laws of the State of Texas, as district attorney of the Eighty-second Judicial District as herein constituted, who shall hold such office until the next general election, and until his successor shall have been elected and qualified; the district attorney of said district shall thereafter be elected as provided by the Constitution and laws of the State of Texas for the election of the district attorneys.

Sec. 8. That all process issuing out of the district courts of any of the counties named in this Act or issued

or served before this Act takes effect, including recognizances and bonds, returnable to the district court of any such respective counties, shall be considered as returnable to such respective courts in accordance with the terms and time of holding same as prescribed in and fixed by this Act; and all such process is hereby legalized. And all grand and petit juries drawn and selected under existing laws for any of the counties of said districts shall be considered lawfully drawn and selected for the next term of the respective district courts held after this Act takes effect, and all such process is hereby legalized and validated.

Sec. 9. That if any court in any county of said judicial district shall be in session at the time this Act takes effect, such court affected hereby shall continue in session until the term thereof shall expire under the provisions of existing laws; thereafter the court of said county shall conform to the requirements of this Act.

Sec. 10. That all laws and parts of laws in conflict with the provisions of this Act shall be and the same are hereby repealed.

Sec. 11. Whereas, the rapid settlement of the counties mentioned in this Act, the increase of litigation, the crowded condition of the dockets of such counties, the necessity for the creation of the new district, and consequent necessity for readjustment of the times of holding court in all such counties, creates an imperative public necessity and an emergency exists requiring the suspension of the constitutional rule requiring bills to be read on three several days; therefore, said constitutional rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

THIRTY-SIXTH DAY.

Senate Chamber,
Austin, Texas,

Friday, February 23, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hudspeth.
Bailey.	Johnson of Hall.
Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Suiter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent—Excused.

Decherd. Johnston of Harris.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnson of Hall.

Excused.

Senator Decherd was excused from attendance for today on motion of Senator Bee.

Senator Johnston of Harris, for today and tomorrow, on motion of Senator Dean.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator King:

S. B. No. 416, A bill to be entitled "An Act to aid the Garrison Independent School District in Nacogdoches County in the rebuilding and furnishing permanent public school buildings destroyed by fire November 17, 1916, by donating and granting to it the State ad valorem and a part of the poll taxes and occupation taxes collected on property and from persons in said Garrison Independent School District for a period of five years, and providing for the manner of collecting, disbursing and receipting for said money, and pro-

viding for a penalty for their misapplication, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Buchanan of Scurry:

S. B. No. 417, A bill to be entitled "An Act creating the Aspermont Independent School district in Stonewall County, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent school districts incorporated for free school purposes under the General Laws of this State; providing a board of trustees therefor; providing that the outstanding indebtedness of the Aspermont Independent School District as same was incorporated under the General Laws of this State shall be assumed by the Aspermont Independent School District as created by this Act, etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Harley:

S. B. No. 418, A bill to be entitled "An Act to amend Section 5 of House Bill No. 34, passed by the Thirty-fifth Legislature of the State of Texas, 1917, and approved by the Governor of the State of Texas February 13, 1917, the same being a bill to be entitled 'An Act constituting the several district judges of counties of certain population a juvenile board of such county, and prescribing the powers and duties of such board, including the appointment by it of probation officers, and providing for the payment of compensation of such officers, and allowing the said district judges an additional salary, to be paid out of the general fund of such county, and declaring an emergency.'"

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Bee:

S. B. No. 419, A bill to be entitled "An Act to amend Article 4855, Revised Statutes of Texas, providing for the exemption of certain fraternal beneficiary associations, by providing that the exemptions contained therein shall apply to organizations issuing disability benefits not exceeding one thousand dollars, and declaring an emergency."

Read first time and referred to

Committee on Insurance and Banking.

By Senator Dayton:

S. B. No. 420, A bill to be entitled "An Act to amend Article 7051 of the Revised Statutes of the State of Texas of 1911 relating to the salary and compensation for the expenses of the Commissioner of Agriculture of the State of Texas and requiring of said officer annual sworn statements of expenses incurred by him in connection with the duties of his office during each fiscal year, amending Article 4441 of the Revised Statutes of the State of Texas relating to the annual salary of the Chief Clerk to the Commissioner of Agriculture of the State of Texas and to compensation for expenses incurred by him while traveling on the business of the office under the direction of the Commissioner and the manner in which the same shall be paid, and declaring an emergency."

Read first time and referred to Committee on Agricultural Affairs.

By Senator Hudspeth:

S. B. No. 421, A bill to be entitled "An Act validating all common school districts in this State heretofore created, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator McNealus:

S. B. No. 422, A bill to be entitled "An Act defining common carrier pipe lines engaged, or to engage in the transportation of natural gas; declaring all corporations, persons, partnerships, or associations of persons now engaged, or to hereafter engage in transporting natural gas from place to place in the State to be common carriers, declaring such common carriers to be public utilities and making them subject to the provisions of this Act; giving the Railroad Commission of Texas the power to regulate the rates of such transportation by such common carriers; granting them the right to establish, maintain and operate telegraph and telephone lines upon their rights of way in connection with their business, and to build and maintain their lines under and across or along streams, highways and streets as other common carriers within this State; and providing against discrimination in favor of or

against individuals, associations of persons or corporations in the conduct of their business; requiring them to exchange tonnage with other common carriers, and to receive and transport natural gas tendered to them for transportation; empowering said Commission to make rules and regulations for their conduct, and to require the construction and maintenance by them of transfer and delivery stations, and the transfer and delivery of natural gas from such common carrier to another, and to fix the charges therefor, and to fix the amount of deduction to be made therefrom on account of leakage, and giving said Commission plenary power to make rules and regulations for the control of such carrier, and power to enforce their rules and regulations and the provisions of this Act; fixing penalties for violation of this Act, and the rules and orders of said Commission; making certain violations a criminal offense, and fixing the penalty therefor, and providing means for the recovery of such penalties as are not made criminal, either by the State of Texas or the party aggrieved by such violation, naming the tribunal in which such recovery may be had; providing for the employment of an expert to assist the Commission, fixing his salary and making an appropriation therefor; levying a tax to pay such salary and other expenses; repealing all laws in conflict with this Act, providing that the invalidity of any part of this Act shall not invalidate the remaining parts hereof, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Bee:

S. B. No. 423, A bill to be entitled "An Act to restore and confer upon the County Court of Kerr County the civil and criminal jurisdiction belonging to said court under the Constitution and General Statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court and to repeal all laws in conflict with this Act, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

Senate Bill No. 251—House Amendments Concurred In.

Senator Bailey called up, and moved that the Senate concur in House amendments to

S. B. No. 251, A bill to be entitled "An Act to create a more efficient road system for Live Oak County, Texas, and declaring an emergency."

The following House amendments were laid before the Senate:

(1) Amend Section 5 by striking out the word "five" in the last line and inserting in lieu thereof the word "seven."

(2) Amend Section 13 by striking out the words "this act," in line 12, and inserting in lieu thereof the word "law."

(3) Amend Section 20 by striking out the word "five" in the last line and inserting in lieu thereof the word "seven."

The amendments were concurred in by the following vote:

Yeas—23.

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Smith.
Dean.	Strickland.
Floyd.	Suiter.
Gibson.	Woodward.
Harley.	

Absent.

Hall.	McNealus.
Henderson.	Robbins.
McCollum.	Westbrook.

Absent—Excused.

Decherd.	Johnston of Harris.
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Simple Resolution No. 97.

(By unanimous consent.)

Senator Harley called up from the table S. R. No. 97 (see Journal of yesterday for the resolution in full) and the Chair laid the same before the Senate.

Senator Bee offered the following amendment, which was read and adopted:

(1) Amend the resolution by strik-

ing out the word "instruct" in line 10 and insert in lieu thereof the word "request" and by inserting after the word "to" in line 11, the words "continue to."

The resolution as amended was adopted.

Senate Concurrent Resolution No. 20.

Be it resolved by the Senate of Texas, the House of Representatives concurring, that,

Whereas, Mrs. Rose F. Deming has designed a beautiful chair known as the Alamo Chair; and

Whereas, She has generously agreed to designate said chair as the State of Texas Chair free of charge to the State; and

Whereas, It is such a beautiful emblem that it should be designated, and it is therefore designated as a State Chair to be known as the Texas Alamo State Chair, and it is so ordered.

STRICKLAND,
HUDSPETH.

The resolution was read and adopted.

Special Committee.

(To visit Corsicana.)

I move that the Lieutenant Governor appoint two members of the Senate to act in conjunction with a House committee already appointed to visit the State Orphans' Home at Corsicana.

STRICKLAND.

The motion prevailed and the Chair appointed Senators Robbins and Hopkins as such special committee.

Free Conference Committee on Senate Bill No. 63.

Senator Gibson made the following motion in writing:

I move that the Senate do not concur in House amendments to Senate Bill No. 63, but ask for a free conference, and that the following members be elected on the part of the Senate: Westbrook, McNealus, Johnson of Hall, Harley and Hudspeth.

GIBSON.

The motion was adopted, carrying with it the election of the members above named as members of the committee.

Senate Bill No. 235—House Amendments Concurred In.

Senator Parr called up and moved to concur in the House amendments to

S. B. No. 235, A bill to be entitled "An Act to amend Section 23, Chapter 75, General Laws of Texas, creating Duval and other counties, approved February 1, 1858; and to amend Section 1, Chapter 73, General Laws of Texas, creating Jim Hogg County, approved March 31, 1913, the purpose of this Act being to change the boundary line between Duval and Jim Hogg Counties, and declaring an emergency."

The following House amendments were laid before the Senate:

Amend the caption of the bill by adding after the word "county" in the last line except one, and before the words "to repeal" the following: "providing for the payment by Jim Hogg County to Duval County the proportion of the liabilities of Duval County on the territory so taken from it and attached to Jim Hogg County."

Amend the bill by adding after Section 2 the following:

"Section 2a. The part of the territory hereby detached from Duval County and attached to Jim Hogg County shall be holden for and obligated to pay to Duval County its proportion of all liabilities existing at the date the election was held to detach the same as provided in Article 1339 of the Revised Civil Statutes."

On motion of Senator Parr the Senate concurred in the above amendments by the following vote:

Yeas—22.

Alderdice.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Scurry.	King.
Caldwell.	McCollum.
Clark.	McNealus.
Dean.	Page.
Floyd.	Parr.
Gibson.	Smith.
Harley.	Strickland.
Henderson.	Westbrook.
Hopkins.	Woodward.

Nays—1.

Lattimore.

Present—Not Voting.

Bailey.	Suiter.
Buchanan of Bell.	

Absent.

Dayton.	Robbins.
Hall.	

Absent—Excused.

Decherd.	Johnston of Harris.
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Bills Signed.

The Chair (Lieutenant Governor Hobby), gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 7, A bill to be entitled "An Act to amend Article 7805 of Chapter 1 of Title 130 of the Revised Civil Statutes of 1911, relating to the issuance of permits to foreign corporations, and declaring an emergency."

S. B. No. 360, A bill to be entitled "An Act to amend the charter of the City of Longview, entitled 'An Act to incorporate the City of Longview and to grant it a new charter; to define its powers and to prescribe its duties and liabilities and to declare an emergency,' as passed by the First Called Session of the Thirty-second Legislature of Texas, by amending Sections 8, 9 and 72 of the charter of the City of Longview and by adding thereto Section 9a, repealing certain laws and providing for the appointment of a city treasurer, fixing his salary and prescribing his powers and duties, and fixing his term of office, and declaring an emergency."

S. B. No. 290, A bill to be entitled "An Act to amend Section 2, of An Act creating the Jourdan Independent School District in Atascosa County, Texas, being Chapter 79 of the Thirty-second Legislature of Texas, increasing the territory of said district. To amend Section 8 of said Act, providing for the appointment of an assessor and collector for said district. To amend Section 23 of said Act, providing for the appointment of a board of equalization and prescribing its powers and du-

ties. To amend Section 24 of said Act, regulating the time of payment of taxes, and declaring an emergency."

S. B. No. 149, A bill to be entitled "An Act to amend Chapter 117 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature of Texas, and relating to county libraries."

S. B. No. 238, A bill to be entitled "An Act to authorize cities, towns and villages, incorporated under and by virtue of any Act of the Congress of the Republic of Texas, general or special, to accept the provisions of Chapters 1 to 13, both inclusive, of Title 22 of the Revised Statutes of the State of Texas, and amendments of 1911, 1913, and 1915 thereto, upon a two-thirds vote of the city, town or village council thereof, and to authorize and empower the city, town or village council thereof to enlarge or diminish, alter or change and redefine the bounds and limits of such cities, towns and villages so as to make them conform to the requirements of Article 777 of the Revised Statutes, and providing that any and all property of such cities, towns and villages accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas shall remain the property of such city, town or village, and may be sold by the councils of such cities, towns and villages and the proceeds of such sales appropriated to the purchase, acquisition or construction and maintenance and operation of systems of waterworks, sewer, gas and electric light and power plants and lighting systems, and for other public improvements within such cities, towns and villages as may be determined by the councils of such cities, towns and villages, and declaring an emergency."

S. B. No. 303, A bill to be entitled "An Act amending Section 15, Chapter 4, of the Local and Special Laws of the First Called Session of the Thirty-first Legislature, etc."

S. C. R. No. 18, inviting Hon. Jos. W. Bailey to address a joint session of the Thirty-fifth Legislature.

S. C. R. No. 19, inviting Hon. William Jennings Bryan to address the joint session of the Thirty-fifth Legislature.

Senate Bill No. 225—House Amendments Concurred In.

Senator Caldwell called up and moved to concur in the House amendments to

S. B. No. 225, A bill to be entitled "An Act creating the Georgetown Independent School District in the County of Williamson, State of Texas; defining its boundaries; providing for a board of trustees to manage and control the public free schools within said district, and declaring an emergency."

The following House amendment was laid before the Senate:

Amend Senate Bill No. 225 by inserting in Section 1 thereof, line 16, after the words "Pulsifer survey" and before the words "for the northwest corner hereof" the following words: "at five thousand (5,000) varas the northwest corner of said Jos. B. Pulsifer survey."

On motion of Senator Caldwell the Senate concurred in the above amendment by the following vote:

Yeas—29.

Alderdice.	Hudspeth.
Bailey.	Johnson of Hall.
Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Sulter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent—Excused.

Decherd.	Johnston of Harris.
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House Bill No. 2.

(Pending.)

The Chair laid before the Senate as pending business:

H. B. No. 2, A bill to be entitled "An Act to establish a State Highway Department, creating a State Highway Commission and the office of State Highway Engineer; prescribing the duties of the members of the commission and of the en-

gineer, and fixing the compensation of each; prescribing reciprocal duties for the commission and for the county commissioners' court, etc."

Senator Dean offered the following amendment:

(2) Amend the bill, Section 3, by striking out the words beginning with the word "who" in line 2, page 3, down to and including the word "other" in line 20, page 3, and insert in lieu thereof the following: "The duties of the."

Senator Hudspeth moved to table the amendment, which motion to table was lost by the following vote:

Yeas—9.

Bee.	Hudspeth.
Buchanan of Scurry.	McCollum.
Caldwell.	Parr.
Gibson.	Woodward.
Harley.	

Nays—17.

Alderdice.	Hopkins.
Bailey.	Johnson of Hall.
Buchanan of Bell.	King.
Clark.	Lattimore.
Dayton.	Smith.
Dean.	Strickland.
Floyd.	Suiter.
Hall.	Westbrook.
Henderson.	

Present—Not Voting.

McNealus.

Absent.

Robbins.

Absent—Excused.

Decherd.

Pair Recorded.

Senator Page (present), who would vote Aye; Senator Johnston (absent), who would vote No.

Action recurred upon the amendment, and the same was adopted.

Senator Dean offered the following amendment:

(3) Amend the bill, Section 3, by striking out the words "be allowed actual and necessary traveling" in line 31, page 3, and insert in lieu thereof the following:

"Receive no salaries as such, but shall be allowed actual and necessary traveling and other."

Senator Hudspeth moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following amendment, which was read and adopted:

(4) Amend the bill, Section 3, by striking out the word "two" in line 1, page 4, and insert in lieu thereof the word "three."

Senator Dean offered the following amendment:

(5) Amend the bill, Section 4, by striking out the words beginning with the words "the chairman" in line 11, page 4, down to and including the figures "(\$15,000)" in line 14, page 4, and insert in lieu thereof the following: "in the sum of five thousand (\$5,000)."

Senator Hudspeth moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(6) Amend the printed bill, page 5, line 1, by changing the period after the word "Act" to a semicolon and adding the following: "provided further, that said report shall contain an itemized statement of all moneys received and from what source, together with an itemized statement of all moneys paid out and for what purpose; and provided further, that the reports provided for herein shall be treated as public documents and shall be open to inspection by the people of this State."

Senator Hudspeth moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(7) Amend the bill, Section 7, by striking out the word "commission" in line 9, page 5, and insert in lieu thereof the word "department."

Senator Hudspeth moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(8) Amend the bill, Section 8, by striking out the words beginning with the word "may" in line 11, page 6, down to and including the word "maintenance" in line 14, page 6, and insert in lieu thereof the following: "shall examine into the fitness of the engineer or engineers employed by said county, road district or municipality, in accordance with the rules hereinbefore mentioned."

Senator Caldwell moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(9) Amend the bill, Section 10, by inserting between the words "connection" and "the" in line 29, page 7, the following: "and the Commission shall be empowered to deduct the expense thereof from the allotments of funds to such county or counties to accrue from registration fees of motor vehicles as hereinafter provided for in Section 23 of this Act."

Senator Caldwell moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(10) Amend the bill, Section 11, by striking out the words beginning with the word "provided" in line 6, page 8, to and including the word "engineer" in line 13, page 8.

Senator Caldwell moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(11) Amend the bill, Section 12, by striking out the words beginning with the words "in counties" in line 31, page 8, to and including the word "year" in line 7, page 9.

Senator Caldwell moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following:

(12) Amend the bill, Section 12, by striking out the words beginning with the words "to encourage" in line 13, page 9, to and including the word "Act" in line 23, page 9.

Senator Caldwell moved to table the amendment, which motion was lost.

The amendment was then adopted.

Senator Dean offered the following amendment, which was read and adopted:

(13) Amend the bill, Section 13, by striking out the words beginning with the words "The chairman" in line 31, page 9, to and including the word "chairman" in line 3, page 10, and insert in lieu thereof the following:

"The State Highway Engineer, by

and with the approval of the State Highway Commission, shall purchase all necessary engineering instruments and materials required in the administration of this Act and."

Senator Dean offered the following:

(14) Amend the bill, Section 16, by inserting between the words "vehicle" and "the" in line 30, page 10, the following:

"Other than motor vehicles intended for commercial or passenger carrying uses, and carrying or intending to carry a total gross load of more than one thousand (1,000) pounds per wheel."

Senator Lattimore offered the following amendment to the pending amendment, which was read and adopted:

Amend amendment by inserting after the word "commercial" the word "freight."

The amendment as amended was then adopted.

Senator Dean offered the following:

(15) Amend the bill, Section 16, by inserting between the figures "\$7.50)" and the words "the term" in line 2, page 11, the following:

"Motor vehicles intended for commercial or passenger carrying uses, and carrying or intending to carry a total gross load of more than 1,000 pounds per wheel, shall be charged the following annual license fee:

Weight in lbs.	per wheel.	Fee.
1,001 to 2,000.....		\$ 20.00
2,001 to 4,000.....		40.00
4,001 to 6,000.....		60.00
6,001 to 8,000.....		150.00
8,001 to 10,000.....		300.00

"For loads greater than 10,000 pounds per wheel license fees shall be charged for each vehicle at the additional rate of \$500.00 for each 1,000 pounds increase in weight, or a fraction thereof; provided, however, that no load greater than 800 pounds per inch width of tire per wheel shall in any case be permitted; and further provided, that no vehicle of a total gross weight of more than fourteen tons shall be licensed by the Highway Commission.

"The State Highway Engineer shall formulate rules for the determination of weights governing license fees established by this Section; these rules may be changed.

modified or increased by the State Highway Engineer with the consent and advice of the Commission."

The amendment was read and adopted.

Senator Dean offered the following amendments, which were read and adopted, being voted on separately:

(16) Amend by striking out Section 23, in the printed bill and inserting in lieu thereof the following:

Sec. 23. All funds coming into the hands of the Highway Commission, derived from the registration fees hereinabove provided for, or from other sources, shall be deposited as collected with the State Treasurer to the credit of a special fund designated as "The State Highway Fund," and shall be paid out only on warrants issued by the State Comptroller's office upon vouchers drawn by the chairman of the Commission and approved by one member of the Commission, such voucher to be accompanied by itemized, sworn statements of the expenditures, except when such vouchers are for the regular salaries of the employes of the Commission. The said State Highway Fund shall be expended by the State Highway Commission for the furtherance of public road construction and in the establishment of a system of State highways as contemplated and set forth in this Act; provided, that semi-annually on the first day of September and the first day of March, respectively, beginning with September 1, 1917, one-half of the gross collections of registration fees from all motor vehicles and motorcycles and from other sources received from the several counties of the State by the State Highway Department, as provided in this Act, shall be remitted to the county treasurers of the counties from which such collections were respectively made, and the funds so remitted shall constitute a special fund to be expended by the county road officials of the respective counties in the maintenance of the public roads of such counties.

(17) Amend the bill, Section 17, by striking out the words "or subdivisions of counties" in line 4, page 12, and insert in lieu thereof the following: "subdivisions of counties or by private individuals or corporations."

Senator Bailey offered the follow-

nig amendment, which was read and adopted:

(18) Amend the bill, line 20, page 16, by adding after the word "corporation," "provided that nothing in this Act shall in any wise authorize or empower any county or incorporated city or town in this State to levy and collect any occupation tax or license fees on motorcycles, automobiles or motor trucks or motor vehicles."

House Bill No. 2 pending.

Recess.

At 12:25 o'clock p. m., on motion of Senator Clark, the Senate recessed until 2 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

House Bill No. 2.

(Pending.)

Action recurred on H. B. No. 2, the question being upon the passage of the bill to its third reading.

The bill was read second time and on motion of Senator Dean passed to its third reading.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 2 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Smith.
Dean.	Suiter.
Floyd.	Westbrook.
Harley.	

Present—Not Voting.

McNealus.

Absent.

Gibson.	Robbins.
Hall.	Strickland.
Henderson.	Woodward.
McCollum.	

Absent—Excused.

Decherd.	Johnston of Harris.
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The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—21.

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Smith.
Dean.	Suiter.
Floyd.	Westbrook.
Harley.	

Nays—1.

McNealus.

Absent.

Gibson.	Robbins.
Hall.	Strickland.
Henderson.	Woodward.
McCollum.	

Absent—Excused.

Decherd.	Johnston of Harris.
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Senate Bill No. 330—House Amendments Concurred In.

Senator Parr called up and moved to concur in the House amendments to

S. B. No. 330, A bill to be entitled "An Act to create a Criminal District Court for the Counties of Nueces, Kleberg, Willacy and Cameron, and to prescribe the jurisdiction thereof as a criminal court; and also conferring upon said court the power to try and determine divorce suits, to fix time for holding the terms thereof, and declaring an emergency."

The following House amendments were laid before the Senate:

Amend Senate bill No. 330 by inserting in the first line of the caption after the word "act," the following: "to reorganize the Twenty-eighth Judicial District of the State of Texas, and."

Amend Section 6 of Senate Bill No. 330 so as to hereafter read as follows:

"Sec. 6. The terms of said Criminal District Court shall be held in said district each year as follows:

"In the county of Nueces on the first Monday in April of each year, and may continue in session ten weeks; on the first Monday in October in each year, and may continue in session ten weeks.

"In the county of Kleberg on the tenth Monday after the first Monday in April of each year, and may continue in session four weeks; on the tenth Monday after the first Monday in October, and may continue in session four weeks.

"In the county of Willacy on the fourteenth Monday after the first Monday in April of each year, and may continue in session two weeks; on the fourteenth Monday after the first Monday in October, and may continue in session two weeks.

"In the county of Cameron on the sixteenth Monday after the first Monday in April of each year, and may continue in session nine weeks; on the sixteenth Monday after the first Monday in October, and may continue in session nine weeks.

"Provided, however, that the first terms of the first court of said Criminal Judicial District shall begin on the first Monday after the qualification of the judge appointed by virtue of this Act according to the place and terms of holding said court as provided herein."

Amend Senate Bill No. 330 by inserting Section 6a, as follows:

"Sec. 6a. The Twenty-eighth Judicial District of the State of Texas shall be composed of the counties of Nueces, Kleberg, Willacy and Cameron, and the terms of the District Court shall be held therein each year as follows:

"In the county of Nueces on the first Monday in January, and may continue in session ten weeks; on the first Monday in July, and may continue in session ten weeks.

"In the county of Kleberg on the tenth Monday after the first Monday in January, and may continue in session four weeks; on the tenth Monday after the first Monday in July, and may continue in session four weeks.

"In the county of Willacy on the

fourteenth Monday after the first Monday in January, and may continue in session two weeks; on the fourteenth Monday after the first Monday in July, and may continue in session two weeks.

"In the county of Cameron on the sixteenth Monday after the first Monday in January, and may continue in session nine weeks; on the sixteenth Monday after the first Monday in July, and may continue in session nine weeks.

"That all process, writs and bonds issued, served or executed prior to the taking effect of this Act and returnable to the terms of said court as heretofore fixed by law in the several counties composing said district are hereby made returnable to the terms of said court in the several counties as fixed by this Act, and all process heretofore returnable, as well as all bonds and recognizances heretofore entered into, in any of said courts, shall be valid and binding as if no change had been made by this Act in the times of holding said terms of court; provided, that if any court in any county of said judicial district shall be in session at the time this Act takes effect, such court shall continue in session until the term thereof shall expire or be adjourned under the provisions of existing laws. Thereafter the courts of said county or counties shall conform to the requirements of this Act."

Amend Senate Bill No. 330 by inserting in the fourth line of the caption after the word "causes" the following: "and causes for the collection of delinquent taxes."

Amend Senate Bill No. 330 by adding after the word "cases" in the ninth line of Section 1, the following: "and suits for the collection of delinquent taxes."

Amend Senate Bill No. 330 by adding after the word "counties" in the seventh line of Section 1 the following: "and try and determine all causes for the collection of delinquent taxes and the enforcement of liens for the collection of same."

Amend Senate Bill No. 330 by adding after the word "counties" in the sixth line of Section 2 the following:

"and shall cease to have and exercise any jurisdiction of suits for the collection of any delinquent taxes or the enforcement of liens for same."

Amend Senate Bill No. 330 by adding after the word "cases" in the second line of Section 9 the following: "and tax suits."

Amend Senate Bill No. 330 by striking out the words "criminal cases" in the second line of Section 10 and inserting in lieu thereof the following: "divorce cases and suits for the collection of delinquent taxes."

On motion of Senator Parr, the Senate concurred in the foregoing amendments.

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants the request of the Senate for a conference committee on S. B. No. 63, and the following have been appointed on the part of the House: Messrs. Burton of Tarrant, Woods, Fairchild, McCoy, McDowra and Canales.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House refused to pass

H. B. No. 404, A bill to be entitled "An Act to authorize the Board of Regents of the University of Texas to issue bonds or other evidences of indebtedness secured by a lien on the income of its property; prescribing the contents and effect thereof; providing for the purpose for which the money so secured may be used; providing for suit to test validity thereof and that decision therein shall be res adjudicata, and declaring an emergency."

Copy of bill herewith transmitted.

Adopted S. C. R. No. 20, relating

to the chair to be known as "Alamo Chair."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

House Bill No. 3.

Senator Caldwell asked for unanimous consent to take up for consideration H. B. No. 3.

There was objection.

Senator Caldwell moved that the special order of business, S. B. No. 219, be suspended, and the Senate take up, out of its order, H. B. No. 3.

The motion prevailed by the following vote:

Yeas—19.

Alderdice.	Hall.
Bee.	Harley.
Buchanan of Bell.	Henderson.
Buchanan of Scurry.	King.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Smith.
Floyd.	Sulter.
Gibson.	

Nays—5.

Bailey.	Johnson of Hall.
Hopkins.	Lattimore.
Hudspeth.	

Absent.

Parr.	Westbrook.
Robbins.	Woodward.
Strickland.	

Absent—Excused.

Decherd.	Johnston of Harris.
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The Chair laid before the Senate on second reading:

H. B. No. 3, A bill to be entitled "An Act expressing the assent of the State of Texas to the provisions of an Act of the Sixty-fourth Congress of the United States, approved July 11, 1916, providing for Federal aid in the construction of post roads in the States of the Union; authorizing the Texas Highway Commission to co-operate with the United States Secretary of Agriculture in the administration of the said Act of Congress, and declaring an emergency."

The bill was read second time and passed to its third reading.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 3 put on its third reading and final passage by the following vote:

Yeas—25.

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Floyd.	Smith.
Hall.	Strickland.
Harley.	Sulter.
Henderson.	

Absent.

Gibson.	Westbrook.
Robbins.	Woodward.

Absent—Excused.

Decherd.	Johnston of Harris.
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The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—15.

Bee.	Johnson of Hall.
Alderdice.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	Parr.
Dayton.	Strickland.
Floyd.	Sulter.
Harley.	

Nays—1.

McNealus.

Present—Not Voting.

Bailey.	Henderson.
Buchanan of Bell.	Page.
Hall.	Smith.

Absent.

Dean.	Robbins.
Gibson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Absent—Excused.

Decherd.	Johnston of Harris.
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Senator Caldwell moved to reconsider the vote by which H. B. No. 3

was passed and table the motion to reconsider.

The motion to table prevailed.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 499, A bill to be entitled "An Act to amend Sections 5, 6, 8, 9 and 29 of Chapter 106, General Laws of the Regular Session of the Thirty-third Legislature of the State of Texas, so that hereafter said sections of Chapter 106 shall provide in substance for fixing the salaries of the members of the State Fire Insurance Commission; to limit the expenditure of said Commission in any one year to the sum produced by an assessment of one and one-fourth per cent of the gross premiums of all fire insurance companies doing business in this State; prescribing certain duties and powers of the State Fire Insurance Commission and the members thereof with respect to the fixing and promulgating of rates of premium, investigation of fires, and correction of fire hazards, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Bills Signed.

The Chair (President Pro Tem. Henderson) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 284, A bill to be entitled "An Act creating the Barnhart Independent School District, in Irion County, Texas, and defining its boundaries, and providing for the election of a board of trustees to manage and control a public free school within said district; naming the fiscal year as to taxes, investing said district with all powers, rights and duties of independent school districts formed for free school pur-

poses only, and declaring an emergency."

S. B. No. 251, A bill to be entitled "An Act to create a more efficient road system for Live Oak County, Texas."

Senate Bill No. 82.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 82, A bill to be entitled "An Act to establish a branch of the Agricultural and Mechanical College of Texas east of the 96th meridian; providing for the location of such college; its government and control of its finances; defining its leading object and prescribing generally the nature and scope of instruction to be given; providing for the instruction of all students of such college in military science and for military discipline of all students; conferring upon the board of directors of said college the right of eminent domain; making necessary appropriations for the location, establishment and maintenance of said college, and declaring an emergency."

The bill was read, and

Senator Henderson offered the following amendments, which were read and adopted, being voted upon separately:

(1) Amend Senate Bill No. 82 by striking out all after the enacting clause and insert the following in lieu thereof:

Section 1. There shall be established in this State a Junior Agricultural College to be known as the "Northeast Texas Agricultural College," said college to be located east of the 96th meridian and north of the 31st parallel.

Sec. 2. The Governor of Texas shall appoint a locating commission, consisting of five members, one of whom shall be selected by the members thereof as chairman of said commission, whose duty shall be to select a suitable location for the said junior college. As soon as practicable after the passage of this Act, said commission shall visit in person and as a body each of the several places within the territory indicated for the purpose of considering the

proper location of said college, and as soon as practicable said commission, or a majority thereof, shall decide on and name the place where said college shall be located. It shall be the duty of the chairman of said commission to certify to the board of directors of the Agricultural and Mechanical College, and to the Governor of this State, the name and location of the place selected, together with a full report of the terms and conditions connected therewith. Said commission shall serve without compensation, but shall receive their full actual expenses incurred in carrying out their duty under this Act.

Sec. 3. Such commission, in selecting a location for said college, shall choose such a location as shall, in their opinion, enable said college to best serve the agricultural and educational interest of the territory above described, which said college is designed particularly to serve. Such location shall be convenient and accessible to one or more lines of railway; there shall be available at such point of location one or more complements of and embracing not less than two hundred acres, lying in one body, or in contiguous tracts suitable for the purposes of such college, and which may be procured at a reasonable price considered in connection with the values of surrounding and adjacent lands. And provided further, that such commission shall not be influenced in any degree in the selection of such location by offers or promises of bonuses or gifts direct or indirect to the State of Texas, or said college, as a consideration for the location of said college at any particular place.

Sec. 4. The government and direction of policies of said junior college shall be vested in the board of directors of the Agricultural and Mechanical College of Texas. The said board is hereby given authority to accept such lands, buildings and gifts of money as may be made a consideration in the choice of a location and reported by said commission to the board as required in Section 2.

Sec. 5. The said junior college shall rank as a Junior Agricultural College, which, for the purposes of

this Act, is designated as an institution offering four-year courses beginning with the junior year of a four-year high school, and extending to and including the sophomore year of a standard four-year college, provided that nothing in this Act shall preclude the offering of such preparatory courses, or short courses, as may be deemed advisable. The junior agricultural college herein established shall be co-educational and instruction shall be offered in agriculture, including the arts and sciences connected therewith; and home economics, including the arts and sciences connected therewith.

Sec. 6. The sum of two hundred and fifty thousand dollars (\$250,000.00), or as much thereof as may be necessary to erect and to furnish suitable buildings, and to operate and maintain said junior college, is herewith appropriated out of any money in the State Treasury not otherwise appropriated.

Sec. 7. The importance of the early establishment of the said Junior Agricultural College herein provided for in order to increase the educational facilities of the territory designated, and the length of time required to erect adequate buildings for the purposes stated, creates an emergency and an imperative public necessity for this Act to take effect at once, and for the suspension of the constitutional rule requiring bills to be read on three several days, and it is herewith enacted that said rule be suspended and this Act shall be in force from and after its passage.

(2) Amend the caption by striking out all after the word "establish" in the printed bill, in line 7, and insert the following:

"a Junior Agricultural College east of the 96th meridian and north of the 31st parallel, and to place the government and direction of said institution under the governing board of the Agricultural and Mechanical College of Texas, and making an appropriation for said junior college, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Henderson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 82 put on

its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Hudspeth.
Bailey.	Johnson of Hall.
Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.

Absent.

Buchanan of Bell. Robbins.
Harley.

Absent—Excused.

Decherd. Johnston of Harris.

The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—24.

Bailey.	Hudspeth.
Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.

Nays—3.

Alderdice. McNealus.
Johnson of Hall.

Absent.

Buchanan of Bell. Harley.

Absent—Excused.

Decherd. Johnston of Harris.

Senator Henderson moved to reconsider the vote by which S. B. No. 82 was passed and table the motion to reconsider.

The motion to table prevailed.

Bills and Resolutions.

(By unanimous consent.)

By Senator Suiter:

S. B. No. 424, A bill to be entitled "An Act to amend Chapter 69 of the Special Laws passed at the Regular Session of the Thirty-second Legislature, and approved by the Governor on March 23, 1911, being an Act entitled 'An Act incorporating the Winnsboro Independent School District in Wood and Franklin Counties, Texas, for free school purposes only, defining its boundaries and providing a board of trustees, divesting the City of Winnsboro of the control of its public schools and title to school property and vesting the same in said Winnsboro Independent School District and its board of trustees, prescribing the rights, powers, privileges and duties of said Winnsboro Independent School District and its board of trustees, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Senate Bill No. 219.

(Pending special order.)

Senator Lattimore called for pending business, Senate Bill No. 219.

Senator McNealus made the point of order that by a vote of the Senate Senate Bill No. 219 had been displaced as a special order and can not now be considered unless restored to its place on the calendar by a two-thirds vote of the Senate.

The Chair overruled the point of order.

The Chair laid before the Senate as pending business

S. B. No. 219, A bill to be entitled "An Act denying to railroad corporations and other common carriers, their representatives and successors, the right to have, claim, justify, vindicate or enforce any power, benefit or privilege given or described in any law of Texas, and denying to any court created by any law of Texas jurisdiction over any cause brought or proposed to be brought by any such corporation, its successors or representatives," etc.

The question being upon the substitute motion of Senator Hall to postpone the consideration of the

bill, the same was withdrawn.

Senator Clark moved that further consideration of the bill be postponed until next Friday, March 2nd.

Pending discussion by Senator Hudspeth, Senator Page made the point of order that a Senator in discussing a motion to postpone the consideration of a bill is out of order when he goes into the details of the bill.

The Chair overruled the point of order, holding that it is necessary to go into the merits of the bill in order to determine whether or not the bill should be postponed, when such delay might mean the death of the bill.

(President Pro Tem. Henderson in the chair.)

Refusal to Adjourn.

At 5:35 o'clock p. m. Senator McNealus moved that the Senate adjourn until 10 o'clock Monday morning.

The motion was lost by the following vote:

Yeas—9.

Bee.	Harley.
Caldwell.	McNealus.
Clark.	Page.
Dean.	Parr.
Hall.	

Nays—13.

Alderdice.	Johnson of Hall.
Bailey.	King.
Buchanan of Scurry.	Lattimore.
Dayton.	McCollum.
Gibson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Present—Not Voting.

Henderson.

Absent.

Buchanan of Bell.	Smith.
Floyd.	Strickland.
Robbins.	Suiter.

Absent—Excused.

Decherd. Johnston of Harris.

Senate Bill No. 219.

(Pending.)

Pending further discussion, Sena

tor Page moved the previous question on the pending motion to suspend, which motion being duly seconded, the main question was ordered.

Action recurred upon the motion of Senator Clark to postpone further consideration of Senate Bill No. 219 until next Friday, and the same was lost by the following vote:

Yeas—11.

Bee.	King.
Caldwell.	McNealus.
Clark.	Page.
Gibson.	Parr.
Hall.	Woodward.
Harley.	

Nays—10.

Alderdice.	Hudspeth.
Bailey.	Johnson of Hall.
Buchanan of Scurry.	Lattimore.
Dayton.	McCollum.
Dean.	Strickland.

Present—Not Voting.

Henderson.

Absent.

Buchanan of Bell. Robbins.

Absent—Excused.

Decherd.

Pairs Recorded.

Senator Hopkins (present), who would vote no; Senator Johnston (absent), who would vote aye.

Senator Westbrook (present), who would vote no; Senator Floyd (absent), who would vote aye.

Senator Suiter (present), who would vote no; Senator Smith (absent), who would vote aye.

The Chair, (President Pro Tem. Henderson), holding that a two-thirds vote of the Senate is required to postpone a special order, which is equivalent to a change of the order of the Senate; holding that under Senate Rule No. 12, a special order can be suspended by a majority vote only for the purpose of taking up a special order.

Senator Hudspeth moved that all Senators file with the Journal clerk all amendments to Senate Bill No. 219, and that they be printed in the Journal.

Following are the amendments offered:

Proposed Amendments to Senate Bill No. 219.

Amend the bill by striking out of the same the words "March 1, 1917," or the words "the first day of March, 1917," wherever they appear in the caption or body of the bill, and by inserting in lieu thereof the following, to wit:

(1) In line 16, page 1; lines 14-15, page 7; lines 8-9, page 8; line 10, page 9; lines 24, 25 and 29, page 9, of the printed bill, insert the following words: "forty days after the taking effect of this Act."

LATTIMORE.
HUDSPETH.

(1) By striking out of line 19, page 1, the word "transportation" and insert in lieu thereof the word "rates."

(2) Insert after the word "commerce," line 19, page 7, the word "rates."

LATTIMORE.
HUDSPETH.

(3) Strike out of line 26, page 7, of the printed bill all after the word "Texas" and strike out all of lines 27, 28, 29, 30 and 31, of page 7, of the printed bill.

(4) Insert after the word "commission," line 14, page 9, the words "with respect to intrastate Texas rates."

(5) Insert after the word "Texas," line 25, page 10, of the printed bill, the following words, to wit: "upon grounds defined in this Act."

LATTIMORE.

(Explanation of the above amendments: These amendments would have the effect of limiting the operation of the bill to the refusal of the carriers to obey the rate laws of Texas, and this answers any argument that might be made that the bill is too drastic because it might be enforced for such acts as failing to sound whistle of a locomotive, or properly to bulletin trains, or adequately to heat or light depots, etc., etc.)

LATTIMORE.
HUDSPETH.

(6) Amend Senate Bill No. 219 by striking out all of Section 5 there-

of, on page 11 of the printed bill, and by renumbering the succeeding sections of the bill so as to conform to this amendment.

LATTIMORE.
HUDSPETH.

(7) Amend Senate Bill No. 219, Section 4, line 10, page 11, by inserting after the word "nature" and before the period, the following: "Provided that an appeal from the order appointing a receiver shall not suspend the operation or execution thereof pending such appeal."

(8) Amend Senate Bill 219, page 11, Section 4 thereof, by striking out the words "ex parte," in lines 1 and 2, and insert in lieu thereof the words "after five days' notice"; and also by striking out the words "ex parte" in line 9; and also striking out all of Section 4, after the word "nature," in line 10, down to and including the word "hearing," in line 21, and insert in lieu of the language thus stricken out the following: "provided, however, that an appeal from an order appointing a receiver shall not have the effect to suspend the operation or execution of said order pending such appeal."

LATTIMORE.

(9) Amend Senate Bill No. 219 by striking out Section 4 and inserting in lieu thereof the following:

Sec. 4. In any suit brought to forfeit the charter and franchises of any such corporation by the State of Texas, the court may, after final judgment in such cause, upon the application of the Attorney General or any party to said cause, if deemed necessary to the proper operation of the properties of such corporation, appoint a receiver or receivers thereof in accordance with the uses and practices of equity in such cases. But no such appointment shall be made without notice and hearing, nor shall any such receiver or receivers be appointed in any case until after final conviction of guilty adjudging the forfeiture and dissolution of such corporation.

DAYTON.

(10) Amend Senate Bill No. 219 by striking out Section 4 and inserting in lieu thereof the following:

Sec. 4. In any suit brought to forfeit the charter and franchises of

such corporation by the State of Texas, the court in which such suit is pending, or the judge thereof, may, in term time or in vacation, upon good cause shown by the Attorney General, appoint a receiver or receivers to take charge of and operate the railway and business of such corporation pending the final hearing of such cause, or the further orders of the court or judge in the premises. Provided, however, that no such receiver or receivers shall be appointed until after notice under seal of the court of not less than ten days shall have been given to the defendant, with copy of such application, and until after full hearing before such court or judge. Either party shall have the right of appeal from the order of the court or judge appointing or refusing to appoint a receiver, and such appeal shall have prece-
nature.

PAGE.

(11) Amend Senate Bill No. 219 by striking out Section 4 and inserting in lieu thereof the following:

Sec. 4. In any suit brought to forfeit the charter or franchises of such corporation by the State of Texas, the court in which such cause is pending, or the judge thereof, may, either in term time or in vacation, upon good cause shown by the Attorney General, appoint a receiver or receivers to take charge of and operate its railway and properties, pending the final hearing of such cause, or the further orders of the court or judge in the premises. Provided that no such receiver or receivers shall be appointed until after notice to the defendant under the seal of the court of not less than ten days, of such application and after full hearing. Provided further that if the alleged cause of the forfeiture sought shall be the failure of such corporation to obey any rate, rule or regulation of the Railroad Commission of Texas, or any law of the State of Texas the violation whereof is punishable by pecuniary penalties, the filing by such corporation of a bond approved by the court or judge in such amount as shall be fixed by such court or judge, payable to the State of Texas, for the use and benefit of all interested shippers and of the State of Texas, conditioned that such corporation shall pay to such shippers all illegal charges that may have been or may

be exacted with ten per cent interest and shall pay to the State of Texas all penalties that may be adjudged against it for the violation of any law of this State or any order of the Railroad Commission. And provided further that nothing in this law shall be held or construed to repeal Articles 6657 or 6658 of the Revised Statutes of 1911, and that where such corporations shall have seasonably filed its suit in any court of competent jurisdiction to test the validity of any rate, rule, regulation or order of the Railroad Commission of Texas, no receivership shall be granted by any court or judge unless for ten days after the validity of such rate, rule, regulation or order has been sustained by final judgment of the court of last resort the railway company shall continue to disobey the same.

PAGE.

Adjournment.

At 7 o'clock p. m., Senator McNealus moved that the Senate adjourn until 10 o'clock next Monday morning.

As a substitute, Senator Lattimore moved that the Senate adjourn until 10 o'clock tomorrow.

Action recurred on the motion of Senator McNealus (that being for the longest time), and the motion prevailed by the following vote:

Yeas—13.

Bailey.	McNealus.
Bee.	Page.
Caldwell.	Parr.
Gibson.	Strickland.
Hall.	Westbrook.
Harley.	Woodward.
McCollum.	

Nays—9.

Alderdice.	Hudspeth.
Buchanan of Scurry.	King.
Dayton.	Lattimore.
Henderson.	Suiter.
Hopkins.	

Absent.

Buchanan of Bell.	Robbins.
Dean.	Smith.
Floyd.	

Absent—Excused.

Decherd.	Johnston of Harris.
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Pair Recorded.

Senator Johnson (present), who would vote "nay"; Senator Clark (absent), who would vote "yea."

APPENDIX.**Petitions and Memorials.**

Senator Bee offered a petition from Kerr County, asking the Legislature to restore the jurisdiction of the justice and county courts of that county.

Senator Hudspeth sent up a petition from Rock Springs, Texas, protesting against the passage of the Dean telephone bill.

Senator Henderson sent up and had read, a letter from Port Lavaca, Texas, opposing the Dean telephone bill.

Petitions to Senators Gibson, Floyd, Bailey and Buchanan of Bell opposing the Dean telephone bill, were offered.

Senator Henderson offered numerous signed petitions from over Texas asking the Legislature to enact a law compelling drivers of automobiles and other vehicles to take precaution when crossing railroad and interurban tracks.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, February 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 166 carefully compared, and finds the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, February 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 389 carefully compared, and finds the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, February 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed

Bills has had Senate Bill No. 82 carefully compared, and finds the same correctly engrossed.

ALDERDICE, Chairman.

Committee Reports.

(Floor Report.)

Senate Chamber,
Austin, Texas, February 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 416, A bill to be entitled "An Act to aid the Garrison Independent School District in Nacogdoches County, Texas, in the rebuilding and refurnishing a permanent school building for said district, by donating to said district the State ad valorem and a part of the poll taxes and occupation taxes collected in said district for a period of five years, providing for the manner of collecting and disbursing said money, etc., and declaring an emergency."

Have had same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Bee, Chairman; Johnson of Hall, Dayton, Lattimore, Page, Harley, Buchanan of Scurry, Smith, Floyd, Bailey, Alderdice, Dean.

(Floor Report.)

Senate Chamber,
Austin, Texas, February 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred

S. B. No. 365, A bill to be entitled "An Act to create a Commission for the Study of Epilepsy, consisting of three members, to have offices at the Capitol, whose objects and purposes shall be to study, investigate and by experiments, treatments and other methods discover the best means and methods by which the cause, cure and the prevention of epilepsy may be ascertained and accomplished; providing that said Commission shall consist of three doctors of medicine, and prescribing their qualifications, duties and compensation; providing that said Com-

mission shall meet once a month for the purpose of consultation and consideration of the work of the Commission, etc.; that the Governor shall appoint said Board for a term of two years; that said Commission shall have access to the records, laboratories, equipment of, and shall receive the co-operation of, the Health Department of the State; providing for equipment and a stenographer for said Commission; that members thereof shall have power to visit insane asylums and hospitals to gain information, and shall have authority under the supervision of the regular physicians of said institutions to treat epileptic or insane persons in said asylums or hospitals and said institutions shall co-operate with said Commission; providing for incidental and traveling expenses; making an appropriation to carry out the purposes of the Act, and declaring an emergency."

Have had the same under consideration, and beg to report it back to the Senate, with the recommendation that it do pass, and be not printed.

McNealus, Chairman; Clark, Bee, Strickland, Henderson, Smith.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 296, A bill to be entitled "An Act to amend Sections, 11, 19, 20, 21, 24, 28 and 45 of, and to add Sections 22a, 22b, 34a, 34b, 34c, 62a and 65a to Chapter 146, General Laws of the Thirty-fourth Legislature, Regular Session, 1915, entitled 'An Act to authorize the commissioners courts of the several counties of Texas to create and establish levee improvement districts with authority to construct and maintain levees and other improvements on rivers, creeks and streams, to prevent overflows, etc., and declaring an emergency,' so as to provide a manner of posting election notices; for the appointment of district engineers, with instructions as to surveys, maps, plans and reports by district and other engineers; for approval or disapproval of such plans and reports by the

State Reclamation Engineer, whether such improvements are to be constructed by districts or otherwise; providing penalties for constructing and maintaining levee improvements contemplated under said Act when plans approved by the State Reclamation Engineer are subsequently found to contain errors or misrepresentations, and for altering or failing faithfully to execute plans so approved; providing for form and terms of bonds of such district, their sale and disposition of the proceeds; providing a separate tax assessor and collector and board of equalization for such districts; for letting contracts for construction work without advertisement under certain conditions; providing a method of abolishing such districts when necessary; declaring that nothing in said Act nor herein shall be construed to invalidate or affect the legality of proceedings lawfully had under Chapter 85, General Laws of the Thirty-first Legislature, Regular Session, 1909, providing for the establishment of improvement districts; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

HALL, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 673, A bill to be entitled "An Act creating the Skidmore Independent School District, known as Common School District No. 1 in Bee County, Texas, and including within its limits the town of Skidmore, and defining its boundaries; and to provide for the creation of a board of trustees thereof and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers, and providing authority to issue bonds for the purpose of purchasing school sites and erecting,

furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools, providing for a board of equalization and prescribing the duty and authority of said board, and further prescribing the duty and authority of the board of trustees, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and repealing all laws in conflict herewith in so far as they may conflict with the provisions of this Act, and declaring an emergency."

Have had the same under consideration, and we beg to report the same back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Buchanan of Scurry, Harley, Dayton, Johnson, Lattimore, Bailey, Alderdice, Page, Floyd, Smith.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 593, A bill to be entitled "An Act amending Chapter 74, S. B. No. 349, Acts of the Thirty-third Legislature, correcting field notes so as to make same identical with field notes of Common School District No. 5, of San Patricio County, Texas, as created by the commissioners court of said county, May 13, 1902, and recorded in Vol. 2, page 439, of the minutes of said court; and validating bonds issued by Common School District No. 5, of San Patricio County, Texas, and declaring same a legal and binding obligation outstanding against Mathis Independent School District as hereinafter defined and described by metes and bounds, and declaring valid a maintenance tax heretofore levied, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Buchanan of

Scurry, Bailey, Lattimore, Robbins, Dayton, Gibson, Alderdice.

(Floor Report.)

Senate Chamber,
Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 622, A bill to be entitled "An Act creating and incorporating the Lyford Independent School District in Cameron County, Texas, including the town of Lyford; defining its boundaries; providing for a board of trustees, and assuming all contracts, debts, including bonded indebtedness, of Lyford Independent School District; investing said district with all the rights, privileges and duties of an independent school district created under the General Laws of the State of Texas for free school purposes only, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Bailey, Lattimore, Robbins, Dayton, Gibson, Alderdice, Buchanan of Scurry, Decherd.

(Floor Report.)

Senate Chamber,
Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 620, A bill to be entitled "An Act creating the Tilden Independent School District, in McMullen County, Texas, and defining its boundaries, and to provide for the creating of a board of trustees thereof, and authorizing the board of trustees to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools;

providing for a board of equalization and prescribing the duty and authority of said board, and repealing all laws in conflict herewith in so far as they conflict with this Act, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Bailey, Lattimore, Robbins, Dayton, Gibson, Alderdice, Buchanan of Scurry, Decherd.

(Floor Report.)

Senate Chamber,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 609, A bill to be entitled "An Act creating the Woden Independent School District, in Nacogdoches County, Texas, defining its metes and bounds, providing for a board of trustees therefor, authorizing the levy, assessment and collection of taxes for said district, providing for the issuance of bonds in said district, and the validation of outstanding indebtedness, including bonds issued by said district, to hold elections, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Page, Johnson of Hall, Smith, Buchanan of Scurry, Floyd, Alderdice, Bailey, Harley, Lattimore.

(Floor Report.)

Senate Chamber,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 640, A bill to be entitled "An Act to create the Wheeler Independent School District in Wheeler County, Texas, and declaring an emergency."

Have had the same under consideration, and beg leave to report the

same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Buchanan of Scurry, Lattimore, Johnson of Hall, Dean, Dayton, Gibson, Floyd, Smith, Bailey, Alderdice, Harley, Page.

(Floor Report.)

Senate Chamber,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 667, A bill to be entitled "An Act incorporating and creating the Paducah Independent School District, in Cottle County, Texas, for free school purposes only, defining its boundaries and providing for the election of a board of trustees for the raising of revenue by taxation, issuing of bonds for raising money for building purposes and maintaining public free schools therein, vesting said district and board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by the General Laws upon independent school districts and the board of trustees thereof, formed by the incorporation of towns and villages for free school purposes only under the General Laws, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Bee, Chairman; Buchanan of Scurry, Lattimore, Johnson of Hall, Dean, Dayton, Gibson, Floyd, Smith, Bailey, Alderdice, Harley, Page.

(Floor Report.)

Senate Chamber,

Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 624, A bill to be entitled "An Act creating the Abernathy Independent School District, situated in Hale and Lubbock Counties; defining its metes and bounds; vesting it

with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of trustees therefor, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Buchanan of Scurry, Lattimore, Johnson, Dayton, Dean, Gibson, Smith, Bailey, Alderdice, Harley, Page, Floyd.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 564, A bill to be entitled "An Act creating and incorporating the Ralls Independent School District, in Crosby County, Texas, defining the boundaries thereof, and providing for a board of trustees thereof, and defining their powers and authority, authorizing said board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds therefor; providing for an assessor and collector of taxes thereof, and providing for a board of equalization of said school district, providing for an election of trustees thereof, and providing for an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Buchanan of Scurry, Lattimore, Johnson, Dayton, Dean, Gibson, Floyd, Smith, Bailey, Alderdice, Harley, Page.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 606, A bill to be entitled "An Act creating and incorporating

the Wilmer Independent School District in Dallas County, Texas; defining its metes and bounds; providing a board of trustees therefor; placing the district under the operation of the General Statutes governing independent school districts incorporated for free school purposes only under the General Statutes; validating outstanding indebtedness, including bonds of the present Wilmer Independent School District; providing that the board of trustees of the present Wilmer Independent School District shall be in charge and have control of the Wilmer Independent School District as created by this Act, until the first general election for school trustees, occurring under the General Statutes after the passage of this Act, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Bailey, Lattimore, Harley, Dayton, Gibson, Alderdice, Buchanan of Scurry, Floyd, Smith, Page, Johnson, Dean.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 608, A bill to be entitled "An Act creating the Chireno Independent School District in Nacogdoches County, Texas, creating a board of trustees therefor, authorizing the levy, assessment and collection of taxes for said district, providing for the issuance of bonds in said district and the validation of outstanding indebtedness, including bonds issued by said district, to hold elections and repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Page, Johnson, Smith, Buchanan of Scurry, Floyd, Alderdice, Bailey, Harley, Lattimore.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 621, A bill to be entitled "An Act to amend Section 2 of Chapter 69, Acts of the Thirty-third Legislature, Regular Session, so as to enlarge the territory of the Hutchins Independent School District in Dallas County, Texas, and prescribing the metes and bounds thereof, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

Bee, Chairman; Bailey, Lattimore, Dayton, Gibson, Alderdice, Buchanan of Scurry, Floyd, Smith, Page, Johnson, Dean, Harley.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

H. B. No. 670, A bill to be entitled "An Act incorporating and creating the Knippa Independent School District of Uvalde County, Texas, for free school purposes only; defining its boundaries and providing for the election of a board of trustees; for the raising of revenue by taxation; issuing of bonds for raising money for building purposes, and for maintaining public free schools therein; vesting the property of the Knippa School District in said Knippa Independent School District; and vesting said district and the board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by the general laws upon independent school districts and the board of trustees thereof, and which apply to a city or town incorporated for free school purposes only, under the general laws, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommenda-

tion that it do pass and be not printed.

Bee, Chairman; Buchanan of Scurry, Bailey, Hall, Smith, Alderdice, Floyd, Johnson, Page, Lattimore, Dayton, Harley, Gibson.

(Floor Report.)

Senate Chamber,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Public Debts, Claims and Accounts, to whom was referred

S. B. No. 145, A bill to be entitled "An Act to permit S. S. Perry of Brazoria County, Texas, to bring suit against the State of Texas for an alleged breach of contract entered into by and between the said S. S. Perry and the Board of Prison Commissioners, dated September 20, 1911,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

Suiter, Chairman; Alderdice, McNealus, McCollum, Floyd, Buchanan of Bell.

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 135, A bill to be entitled "An Act regulating the sale of and defining agricultural seeds and mixed seeds; requiring their proper labeling; prohibiting mixture of seeds unless so labeled; providing for the collection of samples and their examination; defining noxious weeds and foreign matter; providing that certificate of analysis by the Commissioner of Agriculture shall be prima facie evidence in certain cases and regulating the measure of damages; designating an officer for the enforcement of the law; providing for the expense and enforcement of the law, and fixing penalties for its violation."

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

PAGE, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 380, A bill to be entitled "An Act to amend Article 936 of Chapter 1, Title 14, of the Revised Criminal Statutes of the State of Texas, 1911, making forgery, where the amount or value mentioned in the instrument is of less value than twenty dollars, a misdemeanor; providing where the amount or value mentioned in the instrument is greater than twenty dollars the same shall be a felony, and providing a penalty therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

PAGE, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, a minority of your Committee on Criminal Jurisprudence, to whom was referred

Senate Bill No. 380,

Have had the same under consideration, and beg leave to report the bill back to the Senate with the recommendation that it do pass.

CALDWELL.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 312, A bill to be entitled "An Act to further promote temperance; to prevent the advertisement of or soliciting of orders for alcoholic, vinous, malt, spirituous or fermented liquors or any compound or preparation thereof commonly called tonic, bitters, or medicated liquors, and to provide for the removal of such advertisements,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, a minority of your Committee on Criminal Jurisprudence, to whom was referred

Senate Bill No. 312,

Have had the same under consideration, and beg leave to report the bill back to the Senate with the recommendation that it do not pass.

CALDWELL,
HALL.

Committee Room,
Austin, Texas, Feb. 23, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 412, A bill to be entitled

"An Act amending the Act passed by the Thirty-fifth Legislature of the State of Texas, and approved on the 12th day of February, 1917, and known as S. B. No. 278, and entitled

'An Act amending Articles 2440, 2441, 2442, 2443, 2444 and 2445, Chapter 2, Title 44, of the Revised Civil Statutes of the State of Texas, of 1911, providing for county depositories; providing that the

amount of the bond of the county depository shall in no event be for less than the total amount of revenue of the county for the next preceding year; adding Article 2443a; providing and requiring special additional bonds to cover any or all special funds, including the sale or sales of bonds belonging to the county, or a subdivision thereof; providing for the substitution of bonds made under the provisions of this Act for bonds now in existence, and declaring an emergency',"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

BAILEY, Chairman.

Enrolling Committee Reports.

Committee Room.

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 290, and find it correctly enrolled, and have this day at 3 o'clock p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 303 and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 360, and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 349, and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Lattimore. S. B. No. 349.

An Act to reorganize the Eighteenth Judicial District of the State of Texas and to reorganize the Twenty-ninth Judicial District of the State of Texas, and provide that Somervell County, shall be taken from the Twenty-ninth Judicial

District and transferred to the Eighteenth Judicial District of the State of Texas; and to prescribe the time for holding of the courts in said districts, and to make all process issued or served before this Act takes effect, including recognizances and bonds returnable to the terms of court in the several counties and districts as herein fixed, to validate such process, recognizances and bonds; and to validate the summoning of grand and petit jurors, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Eighteenth Judicial District shall be composed of the Counties of Johnson, Bosque and Somervell. The district courts in the counties comprising the said Eighteenth Judicial District shall be holden as follows: In the County of Johnson, beginning on the first Monday in January and may continue in session until and including Saturday before the third Monday in March; beginning on the first Monday in May and may continue in session until and including Saturday before the first Monday in July; beginning on the second Monday in October, and may continue in session until and including Saturday before the first Monday in December. In the County of Bosque, beginning on the third Monday in March and may continue in session until and including Saturday before the third Monday in April; beginning on the third Monday in September, and may continue in session until and including Saturday before the second Monday in October; beginning on the first Monday in December, and may continue in session until and including Saturday before the first Monday in January. In Somervell County, beginning on the third Monday in April, and may continue in session until and including Saturday before the first Monday in May; beginning on the first Monday in September, and may continue in session until and including Saturday before the third Monday in September.

Sec. 2. The Twenty-ninth Judicial District shall be composed of the Counties of Palo Pinto, Hood and Erath. The district courts in the

counties comprising the said Twenty-ninth Judicial District, shall be holden as follows: In Palo Pinto County, beginning on the first Monday in March and September, and may continue in session eight weeks. In Hood County, beginning on the eighth Monday after the first Monday in March and September, and may continue in session five weeks. In Erath County, beginning on the thirteenth Monday after the first Monday in March and September, and may continue in session until all the business is disposed of.

Sec. 3. All processes issued or served before this Act goes into effect, including recognizances and bonds, returnable to the district court of any of said counties in each of said judicial districts shall be considered as returnable to said courts in accordance with the terms as described by this Act, and all such process is hereby legalized and all grand and petit juries drawn and selected under existing laws in any of the counties of either of said judicial districts shall be considered lawfully drawn and selected for the next terms of the district court of their respective counties, held in accordance with this Act, and after this Act takes effect, all such process is hereby legalized and validated; provided, that if any court in any county of either of said judicial districts shall be in session at the time this Act takes effect, such court or courts affected hereby shall continue in session until the term thereof shall expire under the provisions of existing laws, and thereafter the said courts of said county or counties shall conform to the requirements of this Act.

Sec. 4. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 5. The importance of this legislation and the crowded condition of the calendar creates an emergency and imperative public necessity, requiring that the constitutional rule providing that bills shall be read on three several days be suspended, and said rule is therefore suspended, this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared S. B. No. 325 and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Hall.

S. B. No. 325.

An Act to amend Chapter 19, Section 1, of the Acts of the General Laws of the State of Texas passed at the first called session of the Thirty-fourth Legislature of the State of Texas, changing the time of holding the terms of the District Court in the Twenty-third Judicial District of Texas, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

That Section 1, Chapter 19, of the General Laws passed by the Thirty-fourth Legislature be so amended as to hereafter read as follows:

Section 1. That the Twenty-third Judicial District of Texas shall be composed of the Counties of Brazoria, Fort Bend, Wharton and Matagorda, and the terms of the district court in said counties shall be held therein each year as follows:

In the County of Brazoria, beginning on the first Monday in September of each year, and may continue in session for five weeks.

In the County of Fort Bend, beginning on the fifth Monday after the first Monday in September of each year, and may continue in session for five weeks.

In the County of Wharton, beginning on the tenth Monday after the first Monday in September of each year, and may continue in session five weeks.

In the County of Matagorda, beginning on the seventeenth Monday after the first Monday in September of each year, and may continue in session five weeks.

In the County of Brazoria, beginning on the first Monday in February of each year, and may continue in session for six weeks.

In the County of Fort Bend, be-

ginning on the sixth Monday after the first Monday in February of each year, and may continue in session for six weeks.

In the County of Wharton, beginning on the twelfth Monday after the first Monday in February of each year, and may continue in session for six weeks.

In the County of Matagorda, beginning on the eighteenth Monday after the first Monday in February of each year, and may continue in session for six weeks.

Sec. 2. That all process issued or served before this Act takes effect, including recognizances and bonds returnable to the district court of any of the counties of the Twenty-third Judicial District shall be considered as returnable to said court, in accordance with the terms as prescribed in this Act, and all such process is hereby legalized, and grand and petit juries drawn and selected under existing laws in any of the counties of said Judicial District shall be considered lawfully drawn and selected by the term of the court of their respective counties held after this Act takes effect, as herein provided. All such process is hereby legalized and validated.

It is further provided that if any court in any county of said district shall be in session at the time this Act takes effect, such court or courts affected hereby shall continue in session until the term thereof shall expire under the provisions of existing laws, but thereafter the court in such county shall conform to the requirements of this Act.

Sec. 3. The fact that one week intervenes between the adjournment of the District Court of Matagorda County and the convening of said court in Brazoria County, causes a delay in the trial of cases, both civil and criminal, creates an emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days should be suspended, and the same is so suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, February 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 317, and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Johnston of Harris. S. B. No. 317.

An Act to authorize cities of over five thousand in population to adopt or amend their charters by consolidation with an adjoining city in the same county under the name and government of the larger of said cities; authorizing the holding of joint elections by the qualified voters of said cities for the purpose of determining whether or not such consolidation shall take place; defining the term "consolidation;" providing that in the event a majority of the qualified voters voting at such election in each of said cities shall vote in favor of consolidation the result shall be certified to the Secretary of State, and recorded by him, and providing for the recording of the returns of such elections by the officers of the respective cities; providing that all property and assets of such cities shall become the property of the consolidated city, which shall assume all outstanding liabilities against the territory consolidated; providing that the officials of the larger of said cities shall be the officials of the consolidated city, and that the offices theretofore existing in the smaller cities be abolished by consolidation; providing that if such cities have on hand any bond funds voted for public improvements such money shall be used for the purposes and in the territory for and by which voted, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. When two or more cities in this State, over five thousand in population, adjoining and contiguous to each other in the same county, shall be desirous of being consolidated, it shall be lawful for

them to adopt or amend their respective charters so as to consolidate under one government and take the name of the larger of said cities, in the manner and subject to the provisions hereinafter prescribed in this Act.

Sec. 2. Whenever as many as one hundred qualified voters of each of said cities shall petition the city councils of their respective cities to order an election for the purpose of voting on the consolidation of such cities into one city, said city councils may at their next regular meetings order an election to be held at the usual voting places of the cities, on the same day, not less than thirty days after such order is made. If said petitions be signed, respectively, however, by qualified electors equal to fifteen per cent of the total vote cast at the last preceding general election for city officials in each of said cities next preceding the filing of said petitions, the respective councils shall, within ten days after the receipt thereof, order an election to be held. The mayor and city council, or other governing board of each of said cities, shall appoint from among the qualified voters of their respective cities judges and clerks of said elections, and such elections shall be conducted under the ordinances of said cities, and in conformity with the general laws of the State of Texas.

Sec. 3. All persons voting at such election in favor of consolidation shall have written or printed on their ballots the words "For Consolidation," and all persons voting at such election not in favor of consolidation shall have written or printed on their ballots the words "Against Consolidation."

Sec. 4. The term "consolidation," as used in this Act, shall be held to mean the adoption by the smaller cities of the charter and name of the larger of said cities, and the amendment of the charter of the larger cities so as to include in its boundaries the territory of the smaller city or cities so consolidated with it.

Sec. 5. In the event that a majority of the qualified voters voting at said election in each of said cities shall vote in favor of consolidation, it will be the duty of the mayor or chief executive officer exercising like or similar powers of each of said cities as soon as practicable after the returns of said elections have

been made to certify to the Secretary of State an authenticated copy under the seal of the said cities, showing the approval of the qualified voters of the consolidation of the two cities, and the Secretary of State shall thereupon file and record the same in a separate book to be kept in his office for such purpose; provided, that the Secretary of State shall not be allowed any greater fee for the recording of such certificate than fifteen cents per hundred words, provided such fees shall not be less than two dollars. The returns of such elections shall be recorded at length in the record books of the respective cities, and the consolidation of such cities shall be held thereupon to be consummated.

Sec. 6. After the consummation of such consolidation all record books, public property, money on hand, credits, accounts and other assets of the smaller of the annexed cities shall be turned over to the officers of the larger city, who shall be retained in office as the officials of the consolidated city during the remainder of their respective terms, and by such consolidation the offices existing in the smaller municipality shall be abolished and declared vacant, and the persons holding such offices shall not be entitled, after the consummation of such consolidation, to further remuneration or compensation. All outstanding liabilities of the two cities so consolidated shall be assumed by the consolidated city.

Sec. 7. Whenever at the time of such consolidation the respective cities shall have on hand any bond funds voted for public improvements and not already appropriated or contracted for such money shall be kept in a separate fund and devoted to public improvements in the territory for which such bonds were voted, and shall not be diverted to any other purpose.

Sec. 8. The fact that there are a number of cities of this State incorporated under special charters, which charters contain no provision for the dissolution of the incorporation, and the further fact that the general laws of the State provide no method by which a city incorporated under either general or special law, or by which a city which has adopted its own charter, can dissolve such incorporation and become part of a larger city, and the further fact that the laws of this State provide no method

of consolidation of adjoining cities under one government, constitutes an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 64, and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Henderson. S. B. No. 64.

An Act to amend Article 1162 of Chapter 3, Title 25, of the Revised Civil Statutes of 1911, conferring on corporations the power to borrow money, the purpose of the amendment being to permit corporations to borrow in excess of the amount of their authorized capital stock, and to declare an emergency.

Be it enacted by the Legislature of the State of Texas.

Section 1. That Article 1162 of Chapter 3, Title 25, of the Revised Civil Statutes of 1911 be amended so as to hereafter read as follows:

"Article 1162. Corporations shall have power to borrow money on the credit of the corporation and may execute bonds or promissory notes therefor and may pledge the property and income of the corporation."

Sec. 2. The fact that many corporations have completed arrangements for additional loans necessary for their proper development but are unable to obtain the same because of the existence of the present law creates an imperative public necessity requiring the suspension of the constitutional rule that bills shall be read on three several days in each house, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 216 and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Henderson. S. B. No. 216.

An Act to reorganize the Seventy-sixth Judicial District of the State of Texas, so as to declare what counties compose the Seventy-sixth Judicial District; to fix the time of holding court in the various counties of said district; to make the process issued to be served before this Act takes effect, including recognizances and bonds, returnable to the terms of courts as herein fixed, and continuing in office the judge and district attorney in each of said districts; to repeal all laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Seventy-sixth Judicial District of Texas shall hereafter be composed of the following counties: Titus, Franklin, Camp, Morris and Marion; and the terms of the district courts therein each year shall be held as follows:

In the county of Titus, beginning on the first Monday in January and may continue in session six weeks; and on the twenty-second Monday after the first Monday in January, and may continue in session six weeks.

In the county of Franklin, beginning on the sixth Monday after the first Monday in January, and may continue in session four weeks; and on the fourth Monday in August, and may continue in session four weeks.

In the county of Camp, beginning on the tenth Monday after the first Monday in January, and may continue in session four weeks; and on the fourth Monday after the fourth Monday in August, and may continue in session four weeks.

In the county of Morris, beginning on the fourteenth Monday after the first Monday in January, and may continue in session four weeks; and

on the eighth Monday after the fourth Monday in August, and may continue in session four weeks.

In the county of Marion, beginning on the eighteenth Monday after the first Monday in January, and may continue in session four weeks; and on the twelfth Monday after the fourth Monday in August, and may continue in session four weeks.

Sec. 2. All processes issued or served before this Act goes into effect, including recognizances and bonds, returnable to the district court of any of said counties in each of said judicial districts shall be considered as returnable to said courts in accordance with the terms as described by this Act, and all such process is hereby legalized and all grand and petit juries drawn and selected under existing laws in any of the counties of either of said judicial districts, shall be considered lawfully drawn and selected for the next terms of the district court of their respective counties, held in accordance with this Act, and after this Act takes effect, all such process is hereby legalized and validated; provided, that if any court in any county of either of said judicial districts shall be in session at the time this Act takes effect, such court or courts affected hereby shall continue in session until the term thereof shall expire under the provisions of existing laws, and thereafter the said courts of said county or counties shall conform to the requirements of this Act.

Sec. 2a. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 3. The crowded and congested condition of the dockets of said counties composing said Seventy-sixth Judicial District, and the want of time for the disposition of said business by the said courts, creates an imperative public necessity and an emergency exists requiring the suspension of the constitutional rule requiring bills to be read on three several days; therefore said constitutional rule is hereby suspended and this Act shall take effect from and after the passage hereof, and it is so enacted.

Committee Room,

Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and

compared Senate Bill No. 81 and find it correctly enrolled, and have this day at 9:40 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By King.

S. B. No. 81.

An Act to amend Articles 5982 and 5988 of Title 96 of the Revised Civil Statutes of 1911, relating to navigation districts, so as to provide that any navigation district, in addition to authority to levy taxes for interest and sinking fund upon bonds which may be voted, shall also be authorized to levy an additional tax not exceeding ten cents on the one hundred dollars valuation upon all property within such navigation district for the maintenance, upkeep and operation of said district and all improvements constructed by such district; and so as to provide the amount of the bond of the county treasurer as treasurer of a navigation district shall be fixed by the navigation and canal commissioners of such district at not less than twice the estimated amount of funds which will be in the hands of said treasurer at any time, except where bonds of said district are voted, in which event said treasurer shall execute an additional bond in twice the amount of such bond issue before receiving the proceeds thereof, and declaring an emergency.

Be it enacted by the Legislature of The State of Texas:

Section 1. That Article 5982 of Title 96 of the Revised Civil Statutes of 1911, relating to navigation districts, be amended so as to hereafter read as follows:

Article 5982. Whenever such navigation district bonds shall have been voted, the commissioners court shall levy and cause to be assessed and collected improvement taxes upon all property within said navigation district, whether real, personal, mixed or otherwise, and sufficient in amount to pay the interest on such bonds, together with an additional amount to be annually placed in a sinking fund sufficient to discharge and redeem said bonds at their maturity, and in all such navigation districts which have heretofore been created or may hereafter be created, the

commissioners courts of the respective counties wherein said districts may be created, shall be and are hereby authorized to levy and cause to be assessed and collected for the maintenance, operation and upkeep of such navigation district and the improvements constructed by said district, an annual tax not to exceed ten cents on the one hundred dollars valuation upon all property within such navigation district, whether real, personal, mixed or otherwise.

Sec. 2. That Article 5988 of Title 96 of the Revised Civil Statutes of 1911, relating to navigation districts be and the same is hereby amended so as to hereafter read as follows:

Article 5988. The county treasurer shall execute a good and sufficient bond, payable to the navigation and canal commissioners of such district, in a sum equal to twice the amount of funds he will have in his hands as treasurer of such district, at any time as estimated by said navigation and canal commissioners, such bond to be conditioned for the faithful performance of his duty as treasurer of such district and to be approved by said navigation and canal commissioners; provided, whenever any bonds are voted by such navigation district the county treasurer before receiving the proceeds of the sale thereof shall execute additional good and sufficient bond payable to the navigation and canal commissioners of such district in the sum equal to twice the amount of bonds so issued, which bond shall likewise be conditioned and approved as aforesaid, but such additional bond shall not be required after such treasurer shall have properly disbursed the proceeds of such bond issue; and the county treasurer shall be allowed such compensation for his services as treasurer for such navigation district as may be determined by said navigation and canal commissioners not exceeding the same per cent as is now authorized by law for his services as county treasurer.

Sec. 3. That all laws and parts of laws in conflict herewith are hereby in all things repealed.

Sec. 4. The fact that there is now no adequate law permitting the levy of a maintenance tax by navigation districts, notwithstanding several navigation districts are under obligation to the Federal government to maintain certain waterways and other improvements constructed by

them and the fact that there is now no adequate law regulating the amount of bonds required of county treasurers as treasurers of navigation districts, create an emergency and an imperative public necessity for the suspension of the constitutional rule requiring bills to be read on three several days, and such rule is hereby suspended and this Act shall take effect from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Joint Resolution No. 12 and find it correctly enrolled, and have this day presented same to the Governor for his approval.

SMITH, Chairman.

By McCollum, Bee, S. J. R. No. 12.
Johnston of Harris,
McNealus, Parr,
Hudspeth, Gibson,
Decherd, Caldwell,
Johnson of Hall.

SENATE JOINT RESOLUTION

Proposing to amend Article 16 of the Constitution of the State of Texas by adding thereto at the end thereof another section to be known as Section 59, declaring the conservation and preservation of all the natural resources of the State of Texas are public rights and duties; providing for the creation of conservation districts, declaring such districts bodies politic and corporate, defining the authority of such districts, and conferring upon the Legislature authority to pass laws with reference thereto; declaring that the Legislature shall have authority generally to legislate for the purpose of conserving the natural resources of the State; fixing the time for the election for the adoption or rejection of said proposed constitutional amendment; making certain provisions for said election and the ballots thereof and the method thereof; directing the issuance of the proclamation therefor, prescribing certain duties of the Governor of the State and making an appropriation to defray the expenses of said election.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Article 16 of the Constitution of the State of Texas be amended by adding thereto at the end thereof another section, to be known as Section 59, and which shall read as follows:

Section 59. (a) The conservation and development of all of the natural resources of this State, including the control, storing, preservation and distribution of its storm and flood waters, the waters of its rivers and streams, for irrigation, power and all other useful purposes, the reclamation and irrigation of its arid, semi-arid and other lands needing irrigation, the reclamation and drainage of its overflowed lands, and other lands needing drainage, the conservation and development of its forest, water and hydro-electric power, the navigation of its inland and coastal waters, and the preservation and conservation of all such natural resources of the State are each and all hereby declared public rights and duties; and the Legislature shall pass all such laws as may be appropriate thereto.

(b) There may be created within the State of Texas, or the State may be divided into, such number of conservation and reclamation districts as may be determined to be essential to the accomplishment of the purposes of this amendment to the Constitution, which districts shall be governmental agencies and bodies politic and corporate, with such powers of government and with the authority to exercise such rights, privileges and functions concerning the subject matter of this amendment as may be conferred by law.

(c) The Legislature shall authorize all such indebtedness as may be necessary to provide all improvements and the maintenance thereof requisite to the achievement of the purposes of this amendment, and all such indebtedness may be evidenced by bonds of such conservation and reclamation districts, to be issued under such regulations as may be prescribed by law and shall also authorize the levy and collection within such districts of all such taxes, equitably distributed, as may be necessary for the payment of the interest and the creation of a sinking fund for the payment of such bonds; and also for the maintenance of such districts and improvements, and such

indebtedness shall be a lien upon the property assessed for the payment thereof; provided the Legislature shall not authorize the issuance of any bonds or provide for any indebtedness against any reclamation district unless such proposition shall first be submitted to the qualified property taxpaying voters of such district and the proposition adopted.

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors for members of the Legislature at an election to be held for such purpose on the third Tuesday in August, A. D. 1917, the same being the 21st day of August, A. D. 1917. At said election the vote shall be by official ballot which shall have printed or written thereon the words "For the amendment to Article 16 of the Constitution of the State of Texas, providing for conservation districts, the creation of such districts and their government and regulation," and also the words "Against the amendment to Article 16 of the Constitution of the State of Texas, providing for conservation districts, the creation of such districts and their government and regulation." All the voters favoring this proposed constitutional amendment shall erase the words "Against the amendment to Article 16 of the Constitution of the State of Texas, providing for conservation districts, the creation of such districts and their government and regulation," and those opposing it shall erase the words "For the amendment to Article 16 of the Constitution of the State of Texas, providing for conservation districts, the creation of such districts and their government and regulation," which said erasures shall be made by making a mark with pencil or pen through said words. All ballots cast as above provided shall be counted as cast for or against this proposed amendment, and if a majority of the votes cast shall be for the amendment it shall be declared adopted; if a majority of the votes cast shall be against the amendment said amendment shall be lost. All the provisions of the general election laws as amended and in force at the time said election is held shall govern in all respects as to the qualifications of electors, the method of holding such election and in all other respects as far as such election laws can be made applicable.

Sec. 3. The Governor of this

State is hereby directed to issue the necessary proclamation for said election and to have the same published as required by the Constitution and laws of this State.

Sec. 4. The sum of five thousand dollars (\$5000) or so much thereof as may be necessary is hereby appropriated out of any funds in the State treasury not otherwise appropriated to defray the expenses of such proclamation, publication and election.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 19 and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Floyd, McNealus, S. C. R. No. 19.
Buchanan of Beli,
Alderdice, Buchanan
of Scurry, Johnson
of Hall.

Whereas, That great and true Democrat, William Jennings Bryan, who for the past quarter of a century has been fighting the battles of democracy and the interest of the plain people of this country; and

Whereas, This great Democrat has thrice led the Democratic party in its fight to rescue the people from the tyranny of Republican misrule and has come out of each campaign stronger in the confidence of the masses; and

Whereas, He was the greatest factor in placing in the White House one of the greatest Presidents since the days of Lincoln; and

Whereas, During the re-election of President Wilson it was through his campaign in the West that this section of the country was largely influenced in its electoral vote; and

Whereas, This unimpeachable Democrat stands at the forefront in trying to preserve peace with all the world, and is recognized today as a leading factor in shaping the governmental policies of our States and Nation; be it

Resolved. That this distinguished American citizen be invited to ad-

dress a Joint Session of the Thirty-fifth Legislature.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President, of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 149 and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Dayton, Lattimore. S. B. No. 149.

An Act to amend Chapter 117 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature of Texas, relating to county libraries.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Chapter 117 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature, be amended so as to hereafter read as follows:

Sec. 2. The county commissioners courts of the several counties shall have power and authority to establish, maintain, and operate within their respective counties county free libraries, in the manner and with the functions prescribed in this Act. The said commissioners court shall also have the power and authority to establish in co-operation with another county or counties, a joint free county library for the benefit of the co-operating counties.

Sec. 3. The commissioners court of any county may establish county free libraries for that part of such county lying outside of incorporated cities and towns already maintaining free public libraries, and for such additional parts of such counties as may elect to become a part of, or to participate in such county free library system, as hereafter provided in this Act. On their own initiative, or when petitioned to do so by one hundred or more voters of that part of the county to be affected by this Act, the commissioners court shall order an election to be held in said portion of the county to determine

whether or not it is the will of a majority of the voters of such portion of the county to establish a county free library. This election must be held not earlier than fifteen nor later than sixty days from date of the order, and such election shall be governed by the regulations and laws governing local option elections. The ballot shall have printed upon them, "For a county free library" and "Against a county free library," as the court may order. Returns of said election shall be made at the first session of the commissioners court following the election. If a majority of the votes cast are for a county free library or against a county free library, an order shall be made upon the minutes of said court declaring the result, and this order shall be prima facie evidence of the legality of all proceedings prior thereto. If a majority of the votes cast in this election favor the establishment of a county free library, the commissioners court shall proceed to establish and provide for the maintenance of such library according to the further provisions of this Act. No other election shall be held on this subject until the lapse of two years.

Sec. 4. The county library shall be located at the county seat, in the court house, unless more suitable quarters are available. The librarian shall endeavor to give an equal and complete service to all parts of the county through branch libraries and deposit stations in schools and other localities where suitable quarters may be obtained, thus distributing books and other printed matter as quickly as circumstances will permit.

Sec. 5. Upon the establishment of a county free library the commissioners court shall appoint a county librarian who shall hold office for the term of two years subject to prior removal for cause after a hearing by said court. No person shall be eligible to the office of county librarian unless prior to his appointment he has received from the State board of library examiners, a certificate of qualification for the office.

Sec. 6. A commissioner is hereby created to be known as the State board of library examiners, consisting of the State Librarian, who shall be ex officio chairman of the board,

the librarian of the State University, and three other well trained librarians of the State, who shall at first be selected by the State Librarian and the librarians of the State University. The term of each shall be for six years, one retiring every two years. His successor shall be chosen by the remaining members of the board in executive session. The members of said board shall receive no compensation for their services except actual necessary traveling expenses paid out of the State library fund. Said board shall arrange for an annual meeting and for such other meetings as may be necessary in the pursuance of its duties. Said board shall pass upon the qualifications of all persons desiring to become county librarians in the State of Texas and may in writing adopt rules and regulations not inconsistent with the law of its government and for the carrying out of the purpose of this Act.

Sec. 7. The county commissioners court shall fix the salary of the librarian and assistants at the same time they fix the salary of the other appointive county officers.

Sec. 8. The librarian of all county libraries shall on or before the first day of October in each year report to the commissioners court and to the State Librarian the operation of the county library during the year ending August 31 preceding. Such report shall be made out on blank furnished by the State library and shall contain a statement of the condition of the library, its operation during the year, and such financial and book statistics as are kept in well regulated libraries.

Sec. 9. The county library shall be under the general supervision of the commissioners court. The county librarian shall have the power to make rules and regulations for the county free library, to establish branches and stations throughout the county to determine the number and kind of employes of such library, and with the approval of the commissioners court, to appoint and dismiss such employes.

Sec. 10. The county free libraries of the State shall also be under the general supervision of the State librarian, who shall from time to time either personally or by one of

his assistants, visit the county free libraries and inquire into their conditions, advising with the librarians and the commissioners court, and rendering such assistance in all matters as the State library may be able to give.

Sec. 11. The county librarian shall, prior to entering upon the duties of his office, file with the county clerk the usual oath of office and a bond conditioned upon the faithful performance of his duties with sufficient sureties approved by a judge of the county court of which the librarian is to be the librarian in such sum as may be determined upon by the commissioners court. The county librarian shall, subject to the general rules adopted by the commissioners court, build up and manage according to accepted rules of library management a library for the people of the county and shall determine what books and other library equipments shall be purchased. The county librarian and assistants shall be allowed actual and necessary traveling expenses incurred in the business of the library.

Sec. 12. After a county free library has been established, the commissioners court shall annually levy in the same manner and at the same time, as all other taxes are levied, a tax not to exceed five cents on the one hundred dollars valuation on all property in such county outside of all incorporated cities and towns already supporting a free public library, and upon all property within all incorporated cities and towns already supporting a free public library which have elected to become a part of such county free library systems provided in this Act for the purpose of maintaining county free libraries and purchasing property therefor.

Sec. 13. The commissioners court is authorized and empowered to receive on behalf of the county any gift, bequest or devise for the county free library or for any branch or subdivision thereof. The title to all property belonging to the county free library shall be vested in the county, but where gifts or bequests shall be made for the benefit of any branch or branches of the county free library, such gifts or bequests shall be

administered as designated by the donor.

Sec. 14. All laws applicable to the collection of county taxes shall apply to the collection of the taxes herein provided. All funds of the county free library, whether derived from taxation or otherwise, shall be in the custody of the county treasurer or other official who may discharge the duties commonly delegated to the county treasurer. They shall constitute a separate fund, to be known as the "county free library fund," and shall not be used for any other purpose except those of a county free library. Each claim against the county free library fund shall be authorized and approved by the county librarian, or, in his absence from the county, by his assistant. It shall then be acted upon in the same manner as are all other claims against the county.

Sec. 15. Any white person of such county may use the county free library under the rules and regulations prescribed by the county commissioners court and may be entitled to all the privileges thereof; provided, said court shall make proper provisions for the negroes of said county to be served through a separate branch or branches of the county free library, which shall be administered by custodians of the negro race under the supervision of the county librarian.

Sec. 16. In any county where a farmers' county library has been established as provided in Chapter 122 of the Acts of the Regular Session of the Thirty-third Legislature, the same shall continue to operate as a farmers' county library unless by vote of the electors of said county it is decided to establish a county free library, in which case the former shall merge with and become part of the latter.

Sec. 17. After the establishment of a county free library as provided in this Act, the board of commissioners, common council or other legislative body of any incorporated city or town in the county maintaining a free public library may notify the commissioners court that such a city or town desires to become a part of the county free library system, and thereafter such city or town shall be a part thereof and its inhabitants shall be entitled to the benefits of such county free library and the property within such city or town

shall be liable for taxes levied for county free library purposes. But the board of commissioners, common council or other legislative body of such incorporated city or town may at any time after two years notify the commissioners court that such city or town no longer desires to be a part of the county free library system, and thereafter such city or town shall cease to participate in the benefits of such county free library system and the property situated in such city or town shall no longer be liable to taxation for county free library purposes; provided, however, that the board of commissioners, common council or other legislative body of such incorporated city or town give the commissioners court six months' notice and publish at least once a week for six successive weeks prior to either giving or withdrawing such notice in a county newspaper designated by said board of commissioners, common council or other legislative body and circulated throughout such city or town notice of such contemplated action, giving date and place of meeting at which such contemplated action is proposed to be taken.

Sec. 18. The county commissioners court wherein a county free library has been established under the provisions of this Act shall have full power and authority to enter into contracts with any incorporated city or town maintaining a free public library, and such incorporated city or town shall, through its board of commissioners, common council or other legislative body, have full power to enter into contracts with such county to secure to the residents of such incorporated city or town, the same privileges of the county free library as are enjoyed by the residents of such county outside of such incorporated city or town, or such privileges as may be agreed upon in such contract, upon such consideration to be named in the contract as may be agreed upon, the same to be paid into the county library fund, and thereupon the residents of such incorporated city or town shall have the same privileges with regard to said county free library as are had by the residents of such county outside such incorporated city or town, or such privileges as may be agreed upon by contract.

Sec. 19. The commissioners court of any county wherein a county free

library has been established under the provisions of this Act, shall have full power and authority to enter into contracts or agreements with the commissioners court of any other county to secure to the residents of such other county such privileges of such county free library as may, by such contract, be agreed upon, and upon such consideration as may, in said contract, be agreed upon, the same to be paid into the county free library fund, and thereupon the inhabitants of such other county shall have such privileges of such county free library as may by such contract be agreed upon; and the commissioners court of such county shall have full power and authority to enter into a contract with the commissioners court of another county wherein a county free library has been established under the provisions of this Act, and shall have power to levy a library tax, as provided in this Act, for the purpose of carrying out such contract. But the making of such contract shall not bar the commissioners court of such county from establishing a county free library therein, and upon the establishment of such county free library such contract may be terminated upon such terms as may be agreed upon by the parties thereto, or may continue for the term thereof.

Sec. 20. Instead of establishing a separate county free library, upon petition of 100 or more voters of the county, the commissioners court shall order an election to determine whether library privileges shall be obtained from an established library. Said election shall be held as provided in Section 3 of this Act. If a majority of the votes cast in this election favor the obtaining of library privileges by contract, the commissioners court shall enter into a contract with the governing board of such established library to secure to the residents of the county adequate library privileges. Such contract shall provide that said established library shall assume the functions of a county free library within the county with which the contract is made, including incorporated cities and towns therein. Such contract shall also provide that the librarian, of such established library shall hold, or secure, a county librarian's certificate from the State board of library examiners. The commissioners court may contract to pay annually into the library fund of

said established library such sum as may be agreed upon. Said sum shall be paid out of the county library fund provided for in Section 12 of this Act. Either party to such contract may terminate the same by giving six months' notice of intention to do so. Property acquired under such contract shall be subject to division at the termination of contract upon such terms as specified in such contract.

Sec. 21. Where found to be more practicable, two or more adjacent counties may join for the purposes of this Act and establish and maintain a free library under the terms and provisions above set forth for the establishment and maintenance of a county free library. In such cases the combined counties shall have the same powers and be subject to the same liabilities as a single county as provided in this Act. The commissioners court of the counties which have combined for the establishment and maintenance of a free library shall operate jointly in the same manner as does the commissioners court of a single county in carrying out the provisions of this Act. Should any county desire to withdraw from such combination, it shall be entitled to a division of property in such proportion as agreed upon in the terms of combination at the time such joint action was taken.

Sec. 22. After a county free library has been established it may be disestablished in the following manner: Upon petition of five hundred or more of the qualified voters of that part of the county voting to establish a county free library, the commissioners court shall call and hold an election for the purpose of and in the same manner as prescribed in this Act for calling and holding an election to establish a county free library to determine if it is the will of the county or part of said county to disestablish the county free library. Should a majority of the votes cast in such an election favor the disestablishment of the county free library it shall become the duty of the commissioners court upon the termination of existing contracts to call in all books and movable property of the defunct county free library and to have the same sorted, inventoried and stored under lock and seal in some dry and suitable place in the county court house.

Sec. 23. In case any section of

this Act, or any proviso therein, is found unconstitutional or invalid for any reason, the same shall in no wise affect the remaining sections of this Act.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 18 and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Clark, McNealus, S. C. R. No. 18.

Johnston of Harris,
Hudspeth, Woodward, Caldwell,
Gibson, Page,
Decherd, Smith,
Dayton, Hall, Alderdice, King, Parr,
Buchanan of Bell,
Harley, McCollum,
Bee.

Whereas, Our country is witnessing the most turbulent times ever known in the history of the world, a time when wisdom and patriotism on the part of every citizen are needed for both the immediate and future welfare of our beloved country, to guide us in all our words and actions; and

Whereas, We learn from reliable sources that a distinguished citizen of our State, former United States Senator Joseph W. Bailey, whose eminent services to his State and country have challenged the admiration of all, and shown him to be one of the truly wise and great men of his time; a man who has the brain to grasp and the courage to proclaim the truths that underlie and uphold this free republic, is to visit Fort Worth in the near future as the guest of that city; and

Whereas, This distinguished statesman, though having voluntarily retired from public office, still enjoys the confidence of his fellow citizens, and his voice is still potent in leading the people in safe paths; therefore be it

Resolved, That the Senate and House of Representatives extend to

him an urgent invitation to visit Austin at an early day and address the Legislature and the public on whatever subject may appear to him to be most important at this time to the welfare of our State and Nation.

Resolved, That a committee of six be appointed, three by the Lieutenant Governor on the part of the Senate, and three by the Speaker of the House on the part of that body, to convey to our distinguished fellow citizen the invitation herein and hereby extended him with the earnest hope that he will see fit to accept same.

Committee Room,
Austin, Texas, Feb. 23, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 238 and find it correctly enrolled, and have this day at 3 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Bailey.

S. B. No. 238.

An Act to authorize cities, towns and villages, incorporated under and by virtue of any Act of the Congress of the Republic of Texas, general or special, to accept the provisions of Chapters 1 to 13, both inclusive, of Title 22 of the Revised Statutes of the State of Texas, and amendments of 1911, 1913 and 1915 thereto, upon a two-thirds vote of the city, town or village council thereof, and to authorize and empower the city or town council thereof to enlarge or diminish, alter or change and redefine the bounds and limits of such cities, towns and villages so as to make them conform to the requirements of Article 777 of the Revised Statutes, and providing that any and all property of such cities, towns and villages accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas shall remain the property of such city, town or village, and may be sold by the councils of such cities, towns and villages and the proceeds of such sales appropriated to the purchase, acquisition or construction and maintenance

and operation of systems of waterworks, sewer, gas and electric light and power plants and lighting systems and for other public improvements within such cities, towns and villages, as may be determined by the councils of such cities, towns and villages, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That any city, town or village within this State, incorporated under any law, general or special of the Republic of Texas, regardless of the extent of the boundaries thereof, or the number of its population, may accept the provisions of Chapters 1 to 13, both inclusive, of Title 22 of the Revised Statutes of Texas of 1911, and the amendments of 1911, 1913 and 1915 thereto, relating to cities and towns, in lieu of any existing charter created by any such law of the Republic of Texas, by a two-thirds vote of the council of such city, town or village; which action by the council shall be had at a regular meeting thereof and entered upon the journal of their proceedings, and a copy of the same, signed by the mayor and attested by the clerk or secretary under the corporate seal, filed and recorded in the office of the clerk of the county court of the county in which such city, town or village is situated, and the provisions of said Chapters 1 to 13, both inclusive, of Title 22 of the Revised Statutes of Texas of 1911, and the amendments of 1911, 1913 and 1915, thereto shall be in force, and all Acts theretofore passed incorporating said city, town or village, which may be in force by virtue of any existing charter shall be repealed from and after the filing of said copy of their proceedings as aforesaid, when such city, town or village is so incorporated as herein provided, the same shall be known as a city or town, subject to the provisions of Title 22, and all amendments thereto relating to cities and towns and vested with all the rights, powers, privileges, immunities and franchises therein conferred.

Sec. 2. All the inhabitants of each city, town or village so accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas, and the amendments thereto,

shall continue to be a body corporate, with perpetual succession, by the name and style by which such city, town or village was known before the acceptance of the provisions of such title, and as such they and their successors by that name shall have, exercise and enjoy all rights, immunities, powers, privileges and franchises possessed and enjoyed by the same at the time of the acceptance of the provisions of such Title 22 of the Revised Statutes of Texas and the amendments thereto, and those herein granted and conferred, and shall be subject to all the duties and obligations pertaining to or incumbent on the same as a corporation at the time of the acceptance of the provisions of such title, and may ordain and establish such acts, laws, regulations and ordinances, not inconsistent with the Constitution and laws of this State, as shall be needful for the government, interest, welfare and good order of said body politic, and, under the same name, shall be known in law, and be capable of contracting and being contracted with, suing and being sued, impleading and being impleaded, answering and being answered unto, in all courts and places, and in all matters whatever, may take, hold and purchase, lease, grant and convey such real and personal or mixed property or estate as the purposes of the corporation may require, within or without the limits thereof; and may make, have and use a corporate seal and change and renew the same at pleasure.

Sec. 3. Be it further enacted that all property, real, personal or mixed, belonging to any such city, town or village, so incorporated under and by virtue of any law of the Republic of Texas, general or special, accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas of 1911, and the amendments of 1911, 1913 and 1915, is hereby vested in the corporation thus created, and the council of such city, town or village is hereby authorized and empowered to sell and alienate such property and to appropriate the proceeds of such sale to the acquisition or construction, maintenance and operation of a water, sewer, gas and electric light and power system, or any one or more of such systems,

within or without the limits of such city or town, or for any other public improvement within said city or town, as the council thereof may determine.

Sec. 4. Be it further enacted that whenever there shall exist within the boundaries of any such city, town or village accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas, and the amendments thereto, under the provisions of this Act, territory to the extent of at least ten acres, contiguous, uninhabited and adjoining the lines of such city or town, the mayor and council of such city or town shall, within one year, from the filing in the office of the clerk of the county court of the action of the council accepting the provisions of this Act, or as soon thereafter as practicable, and before they shall levy any taxes for said city or town, by ordinance duly passed discontinue said territory as a part of said city or town and shall redefine the bounds and limits of such city or town so that they shall conform as nearly as practicable to the requirements of Article 777 of the Revised Statutes of Texas; and when said ordinance has been duly passed, the clerk shall enter an order to that effect on the minutes or records of the city or town council; and from and after the entry of such order, said territory shall cease to be a part of said city or town; provided, that should there be situated within the said territory, so discontinued, any property of any description belonging to said city or town, the title to said property, so situated, shall remain in such city or town and may be sold, alienated and disposed of by such city or town, the same as if it were situated within the bounds and limits of such city or town.

Sec. 5. The fact that there is now no provision whereby cities, towns and villages created by the laws of the Republic of Texas, and containing a superficial area greater than that provided in Article 777, and the further fact that there is no method provided by law whereby such cities, towns and villages may amend their charters, and the near approach of the end of the session creates an emergency and an imperative public necessity that the rule requiring that

bills be read on three several days be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

THIRTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas,
Monday, February 26, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hudspeth.
Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.

Absent—Excused.

Decherd.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Westbrook.

Excused.

Senator Decherd, for today and indefinitely, on account of sickness, on motion of Senator Bee.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills Signed.

The Chair, Lieutenant Governor

Hobby, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 330, A bill to be entitled "An Act to create a Criminal District Court for the Counties of Nueces, Kleburg, Willacy and Cameron, and to prescribe the jurisdiction thereof as a criminal court; and also conferring upon said court the power to try and determine divorce suits, to fix time for holding the terms thereof; to provide for the appointment and election of the judge thereof; to provide for the sheriff, clerk and attorney thereof, and their election; to limit and conform thereto the jurisdiction of the court of the Twenty-eighth Judicial District of the State of Texas; to conform and validate all writs, processes, bonds, recognizances and drawing of petit and grand juries of such courts to the changes made herein; and to define the jurisdiction of the district court of the Twenty-eighth Judicial District of Texas; to repeal all laws and parts of laws in conflict herewith and declaring an emergency."

S. B. No. 322, A bill to be entitled "An Act creating the Tilden Independent School District in McMullen County, Texas, and defining the boundaries, etc., and declaring an emergency."

S. B. No. 355, A bill to be entitled "An Act declaring that all bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of the United States July 17, 1916, shall be lawful investment for all fiduciary and trust funds and may be accepted as security for all public deposits where deposits of bonds or mortgages are authorized by law to be accepted; declaring such bonds lawful investment for all funds which may be lawfully invested by guardians, administrators, trustees and receivers, for saving deposits of State banks, for banks, saving banks, and trust companies chartered under the laws of Texas, for all insurance companies chartered or transacting business under the laws of Texas where investments are required or permitted, and providing that where such bonds are secured by notes or other obligations the payment of which is secured by mortgage, deed of trust or other valid lien upon real estate situated in this State, then that such bond or bonds shall be regarded for investment pur-